

JOURNAL OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF COOK COUNTY

JULY 31, 2013



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DEBORAH SIMS
ROBERT B. STEELE
LARRY SUFFREDIN
JEFFREY R. TOBOLSKI**

**DAVID ORR
COUNTY CLERK**

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OF THE
BOARD OF COMMISSIONERS
OF COOK COUNTY

Meeting of Wednesday, July 31, 2013

10:45 A.M.
Daylight Savings Time

COOK COUNTY BOARD ROOM, COUNTY BUILDING

Board met pursuant to law and pursuant to Resolution 13-R-01.

OFFICIAL RECORD

President Preckwinkle in the Chair.

CALL TO ORDER

At 10:45 A.M., being the hour appointed for the meeting, the President called the Board to order.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Preckwinkle and Commissioners Butler, Collins, Daley, Fritchey, Gainer, Garcia, Gorman, Goslin, Moore, Murphy, Reyes, Schneider, Silvestri, Sims, Steele, Suffredin and Tobolski(17).

Absent: None (0).

INVOCATION

Reverend Raymond Novak, Associate Pastor of Holy Name Cathedral in Chicago gave the Invocation.

President Preckwinkle moved that the meeting do now recess for the purpose of holding the various committee meetings.

BOARD RECONVENED

President Preckwinkle in the Chair.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Preckwinkle and Commissioners Butler, Collins, Daley, Fritchey, Gainer, Garcia, Gorman, Goslin, Moore, Murphy, Reyes, Schneider, Silvestri, Sims, Steele, Suffredin and Tobolski(17).

Absent:

BOARD OF COMMISSIONERS OF COOK COUNTY

COMMISSIONERS

NO CASH BID REQUESTS

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JERRI-LYNN KLEINA, President, Alsip Park District

Re: No Cash Bid Request for the Alsip Park District

The Alsip Park District here by submits its No Cash Bid Request Package to acquire the following parcel of property located at 11655 South Lamon Avenue, Alsip, Illinois 60803:

ALSIP PARK DISTRICT

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
246	24-21-414-003-0000

This Request Package contains one (1) Property Index Number (PIN). The property is undeveloped and vacant. The Park District will file for tax exempt status once the property has been acquired. The property will remain tax exempt because it will retained by the Park District for the benefit of the public and used as park land or for other recreational purposes. There has been no request by a third-party for the Park

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District to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324460). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JERRI-LYNN KLEINA, President, Alsip Park District

Re: No Cash Bid Request for the Alsip Park District

The Alsip Park District hereby submits its No Cash Bid Request Package to acquire the following parcel of property located at 11650 South LaCrosse Avenue, Alsip, Illinois 60803:

ALSIP PARK DISTRICT

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
246	24-21-414-006-0000

This Request Package contains one (1) Property Index Number (PIN). The property is undeveloped and vacant. The Park District will file for tax exempt status once the property has been acquired. The property will remain tax exempt because it will be retained by the Park District for the benefit of the public and used as park land or for other recreational purposes. There has been no request by a third-party for the Park District to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324461). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

ROBERT J. LOVERO, Mayor, City of Berwyn

Re: No Cash Bid Request for the City of Berwyn

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The City of Berwyn would like to participate in the No-Cash Bid program. We would like to request the parcel of land with the following Property Index Number (PIN):

CITY OF BERWYN

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
004	16-29-319-011-0000

This request package contains a request for one (1) property on one (1) Property Index Number (PIN). The current PIN is an empty lot in a residential area. The intended use for the PIN will be for redevelopment for new housing and thereby the elimination of blight and neighborhood stabilization. The City will file for tax exempt status on said property as long as the PIN is for municipal use or the tax deed is conveyed to a developer. The request of the PIN will be without a known third party requesting use of the PIN; the City intends to publicly market the property and will dispose of the land in a public and transparent fashion in a matter consistent with all applicable state and local laws.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324462). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DOMINGO F. VARGAS, Mayor, City of Blue Island

Re: No Cash Bid Request for the City of Blue Island

The City of Blue Island is seeking a No Cash Bid for the following tax delinquent parcels:

CITY OF BLUE ISLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
247	24-25-408-001-0000
247	24-25-408-022-0000

This request package contains two (2) Property Index Numbers (PINs). These properties are vacant undeveloped residential parcels. The City seeks to create additional open space and recreational areas. The City of Blue Island will file for tax exempt status until the time a tax deed may be conveyed to a developer. At this time, a third-party developer has not been identified.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324463). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DOMINGO F. VARGAS, Mayor, City of Blue Island

Re: No Cash Bid Request for the City of Blue Island

The City of Blue Island is seeking a No Cash Bid for the following tax delinquent parcels:

CITY OF BLUE ISLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
037	25-30-105-001-0000
037	25-30-105-002-0000
037	25-30-116-003-0000
037	25-30-116-004-0000
037	25-30-116-005-0000
037	25-30-116-016-0000
037	25-30-116-017-0000
037	25-30-116-018-0000

This request package contains eight (8) Property Index Numbers (PINs). These properties are unimproved commercial and industrial parcels. The parcels were formerly used for auto sales and manufacturing. Now vacant, these parcels present environmental and safety risks to the community. Since 2008, the City of Blue Island has been conducting Environmental Site Assessments to determine site conditions. Located near the Metra Rock Island District's 119th Street Station, these parcels were identified in the South Suburban Mayors and Managers Southland Transit-Oriented Development Corridor Planning Study. The City of Blue Island will file for tax exempt status until the time a tax deed may be conveyed to a developer. At this time, a third-party developer has not been identified.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324464). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DOMINGO F. VARGAS, Mayor, City of Blue Island

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Re: No Cash Bid Request for the City of Blue Island

The City of Blue Island is seeking a No Cash Bid for the following tax delinquent parcels:

CITY OF BLUE ISLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
037	25-30-105-003-0000
037	25-30-105-004-0000
037	25-30-105-005-0000
037	25-30-105-006-0000
037	25-30-116-001-0000
037	25-30-116-002-0000
037	25-30-116-015-0000

This request package contains seven (7) Property Index Numbers (PINs). These properties are unoccupied commercial and industrial parcels with abandoned structures. The parcels were formerly used for auto sales and manufacturing. These parcels present environmental and safety risks to the community. Since 2008, the City of Blue Island has been conducting Environmental Site Assessments to determine site conditions. Located near the Metra Rock Island District's 119th Street Station, these parcels were identified in the South Suburban Mayors and Managers Southland Transit-Oriented Development Corridor Planning Study. The City of Blue Island will file for tax exempt status until the time a tax deed may be conveyed to a developer. At this time, a third-party developer has not been identified.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324465). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

SHERMAN C. JONES, Village President, Village of Broadview

Re: No Cash Bid Request for the Village of Broadview.

The Village of Broadview, Cook County, Illinois respectfully requests that the Cook County Board of Commissioners approve No Cash Bids for the following tax delinquent parcels:

VILLAGE OF BROADVIEW

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
166	15-15-402-023-0000
166	15-15-411-026-0000
166	15-15-411-027-0000
166	15-15-419-015-0000

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166	15-15-424-044-0000
171	15-22-116-065-0000
171	15-22-125-006-0000
171	15-22-204-007-0000
171	15-22-405-026-0000

The Village's Resolution includes nine (9) Property Index Numbers. The requested parcels are vacant and without improvement. It is the intention of the Village of Broadview to use the parcels for redevelopment of the area in which the parcels are located. The Village intends to commit the parcels to productive use and return them to the tax rolls. The Village, at this time, does not have an immediate intention to convey a Tax Certificate of Purchase or a perfected deed to any Third Party Requestor. The Village will file for tax exempt status and will maintain such status until such time that the parcel is conveyed.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324466). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

RICCARDO F. GINEX, Village Manager, Village of Brookfield

Re: No Cash Bid Request for the Village of Brookfield

The Village of Brookfield, Illinois (the "Village"), would like to apply to make an over-the-counter no-cash bid for the following parcel:

VILLAGE OF BROOKFIELD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
176	15-34-221-006-0000

This Request Package contains one (1) Property Index Number (PIN). The Property is located at 3415 Maple Avenue, Brookfield, Illinois 60513. The Property is improved with a single-story commercial structure which formerly housed a bowling alley and tavern. In 2011, the Village initiated a demolition action against the Property for numerous building code violations and safety concerns. The Property has been vacant and unoccupied since approximately August 17, 2011. The Village seeks to acquire the Property and hold the Property for redevelopment pending a future proposal by a commercial developer. By allowing the Village to obtain this parcel through the Cook County No-Cash Bid Program, the Village will benefit from the removal of a dangerous structure and the improvement of its tax base by future commercial development of the property. If the Village is successful in acquiring the Property through the No-Cash Bid Program, it will file for tax exempt status and will maintain the property as tax exempt until such time as it is conveyed to a third party for development. The Village represents that there currently exists no Third Party Request by a developer, organization, or other private party which would result in

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the Village's conveyance of a certificate of purchase for, or perfected tax deed to, the Property to such developer, organization, or private party.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324467). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

HARRY J. KLEIN, Mayor, City of Burbank

Re: No Cash Bid Request for the City of Burbank

The City of Burbank hereby submits its No Cash Bid Request Package to acquire the following parcel of vacant property located at approximately 84th Street and Sayre Avenue, Burbank, Illinois 60459:

CITY OF BURBANK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
191	19-31-307-023-0000

This Request Package contains one (1) Property Index Number (PIN). The property is a vacant and undeveloped parcel of land that is landlocked. The City of Burbank is submitting one additional "No Cash Bid Package" in conjunction with this request in order to acquire a contiguous parcel of land which is also vacant and undeveloped. The City will file for tax exempt status, and the property will remain tax exempt because it will be retained by the City for the benefit of the public and used as open space and/or storm water detention. There has been no request by a third-party for the City to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324468). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

HARRY J. KLEIN, Mayor, City of Burbank

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Re: No Cash Bid Request for the City of Burbank

The City of Burbank hereby submits its No Cash Bid Request Package to acquire the following parcel of vacant property located at approximately 84th Street and Sayre Avenue, Burbank, Illinois 60459:

CITY OF BURBANK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
191	19-31-307-033-0000

This Request Package contains one (1) Property Index Number (PIN). The property is a vacant and undeveloped parcel of land that is landlocked. The City of Burbank is submitting one additional "No Cash Bid Package" in conjunction with this request in order to acquire a contiguous parcel of land which is also vacant and undeveloped. The City will file for tax exempt status, and the property will remain tax exempt because it will be retained by the City for the benefit of the public and used as open space and/or storm water detention. There has been no request by a third-party for the City to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324469). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

HARRY J. KLEIN, Mayor, City of Burbank

Re: No Cash Bid Request for the City of Burbank

The City of Burbank hereby submits its No Cash Bid Request Package to acquire the following parcels of vacant property located at 8100 South Parkside Avenue, Burbank, Illinois 60459:

CITY OF BURBANK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
191	19-32-217-001-0000
191	19-32-217-002-0000
191	19-32-217-003-0000
191	19-32-217-004-0000
191	19-32-217-005-0000
191	19-32-217-006-0000
191	19-32-217-007-0000
191	19-32-217-008-0000
191	19-32-217-010-0000
191	19-32-217-011-0000

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191	19-32-217-012-0000
191	19-32-223-021-0000
191	19-32-224-063-0000

This Request Package contains thirteen (13) Property Index Numbers (PINs). The property is a vacant parking lot that was used for the "Old Barn Restaurant." The City of Burbank is submitting two additional "No Cash Bid Packages" in conjunction with this request in order to acquire the contiguous parcels containing structures, including the abandoned Old Barn Restaurant. The City will file for tax exempt status once the property has been acquired. Once tax exempt status is obtained, the City intends to establish a TIF District to attract commercial development by offering incentives subsidized by property tax revenue generated by the increased valuation. The development will generate property tax revenue, sales tax revenue, and create construction and retail jobs. The City will retain the property until it can be conveyed to a developer pursuant to a redevelopment plan. There has been no request by a third-party for the City to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324470). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

HARRY J. KLEIN, Mayor, City of Burbank

Re: No Cash Bid Request for the City of Burbank

The City of Burbank hereby submits its No Cash Bid Request Package to acquire the following parcels of property located at 8100 South Parkside Avenue, Burbank, Illinois 60459:

CITY OF BURBANK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
191	19-32-223-012-0000
191	19-32-223-013-0000
191	19-32-223-014-0000
191	19-32-223-015-0000
191	19-32-223-016-0000
191	19-32-223-017-0000
191	19-32-223-018-0000
191	19-32-223-019-0000
191	19-32-223-020-0000
191	19-32-223-044-0000

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This Request Package contains ten (10) Property Index Numbers (PINs). The property was previously used for the "Old Barn Restaurant," but has been vacant and abandoned for years. The City of Burbank is submitting two additional "No Cash Bid Packages" in conjunction with this request in order to acquire the contiguous parcels of land. The City will file for tax exempt status once the property has been acquired. Once tax exempt status is obtained, the City intends to establish a TIF District to attract commercial development by offering incentives subsidized by property tax revenue generated by the increased valuation. The development will generate property tax revenue, sales tax revenue, and create construction and retail jobs. The City will retain the property until it can be conveyed to a developer pursuant to a redevelopment plan. There has been no request by a third-party for the City to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324471). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

HARRY J. KLEIN, Mayor, City of Burbank

Re: No Cash Bid Request for the City of Burbank

The City of Burbank hereby submits its No Cash Bid Request Package to acquire the following parcel of property located at 8100 South Parkside Avenue, Burbank, Illinois 60459:

CITY OF BURBANK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
191	19-32-217-009-0000

This Request Package contains one (1) Property Index Number (PIN). The property contains an old residence and garage that was used for the "Old Barn Restaurant." The City of Burbank is submitting two additional "No Cash Bid Packages" in conjunction with this request in order to acquire the contiguous parcels, including vacant land and the abandoned Old Barn Restaurant. The City will file for tax exempt status once the property has been acquired. Once tax exempt status is obtained, the City intends to establish a TIF District to attract commercial development by offering incentives subsidized by property tax revenue generated by the increased valuation. The development will generate property tax revenue, sales tax revenue, and create construction and retail jobs. The City will retain the property until it can be conveyed to a developer pursuant to a redevelopment plan. There has been no request by a third-party for the City to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

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Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324472). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

ROBERT E. POLK, Mayor, Village of Burnham

Re: No Cash Bid Request for the Village of Burnham

The Village of Burnham, Cook County, Illinois respectfully requests that the Cook County Board of Commissioners approve a no cash bid for adjacent five (5) parcels of real estate that are part of an abandoned commercial development. This Request Package contains five (5) Property Index Numbers (PINs):

VILLAGE OF BURNHAM

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
220	30-05-100-004-0000
220	30-05-100-006-0000
220	30-05-100-008-0000
220	30-05-100-009-0000
220	30-06-200-085-0000

The abandoned commercial development has an unfinished new commercial building on 30-05-100-004-0000 and 30-05-100-006-0000. An abandoned and boarded up commercial building is on 30-05-100-009-0000. 30-05-100-008-0000 and 30-06-200-085-0000 are vacant parcels adjacent to the abandoned commercial buildings. The Village of Burnham intends to use the above parcels for commercial development. The Village of Burnham will file for tax exempt status and will maintain the status until the tax deed is conveyed to a developer. There is no Third Party Requestor in this Request Package.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324473). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

MICHELLE MARKIEWICZ-QUALKINBUSH, Mayor, City of Calumet City

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Re: No Cash Bid Request for the City of Calumet City

This correspondence will serve as notification of the interest of the City of Calumet City, a municipal corporation, in receiving a No Cash Bid for the parcels listed below via the No Cash Bid Program. This request package contains forty-one (41) vacant Property Index Numbers (PINs):

CITY OF CALUMET CITY

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
222	30-07-300-017-0000	224	30-17-113-003-0000
223	30-17-100-001-0000	224	30-17-119-012-0000
224	30-17-100-002-0000	224	30-17-119-013-0000
224	30-17-100-003-0000	224	30-17-201-011-0000
224	30-17-100-004-0000	224	30-17-201-018-0000
224	30-17-100-005-0000	224	30-17-201-022-0000
224	30-17-100-006-0000	224	30-17-201-028-0000
224	30-17-100-012-0000	224	30-17-201-032-0000
224	30-17-100-014-0000	224	30-17-202-026-0000
224	30-17-103-030-0000	224	30-17-202-027-0000
224	30-17-103-031-0000	224	30-17-202-036-0000
224	30-17-104-010-0000	224	30-17-203-009-0000
224	30-17-104-028-0000	224	30-17-203-024-0000
224	30-17-104-029-0000	224	30-17-203-030-0000
224	30-17-104-030-0000	224	30-17-204-049-0000
224	30-17-107-009-0000	224	30-17-206-012-0000
224	30-17-107-018-0000	224	30-17-206-013-0000
224	30-17-107-046-0000	224	30-17-206-014-0000
224	30-17-108-022-0000	224	30-17-209-036-0000
224	30-17-112-019-0000	225	30-19-208-033-0000
224	30-17-113-001-0000		

All of the parcels listed are vacant and without improvement. It is the intention of the City of Calumet City to use all parcels for the redevelopment of the areas in which the parcels are located. There development of the parcels will return the property to a viable use beneficial to the municipality. The redevelopment will also return the properties to a tax producing status, thereby generating economic development for the municipality and other taxing bodies. The City of Calumet City, at this time, does not have an immediate intention to convey any Tax Certificate of Purchase from Cook County or any perfected deed to any Third Party Requestor. Finally, the City of Calumet City will file for tax exempt status on all parcels obtained and will retain such status until such time as the parcel is conveyed.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324474). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

MICHELLE MARKIEWICZ-QUALKINBUSH, Mayor, City of Calumet City

Re: No Cash Bid Request for the City of Calumet City

This correspondence will serve as notification of the interest of the City of Calumet City, a municipal corporation, in receiving a No Cash Bid for the parcels listed below via the No Cash Bid Program. This request package contains seven (7) improved Property Index Numbers (PINs):

CITY OF CALUMET CITY

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
223	30-08-323-036-0000
224	30-17-100-013-0000
224	30-17-104-011-0000
224	30-17-108-018-0000
224	30-17-203-023-0000
226	30-20-103-009-0000
226	30-20-103-010-0000

Property Index Number (PIN) 30-08-323-036-0000 has an unoccupied and abandoned commercial structure that will be rehabilitated by the City and marketed. PINs 30-20-103-009-0000 and 30-20-103-010-0000 have unoccupied and abandoned commercial structures that will be demolished due to their condition upon ownership. PINs 30-17-100-013-0000, 30-17-104-011-0000, 30-17-108-018-0000, and 30-17-203-023-0000 have unoccupied and abandoned residential structures that will be demolished due to their condition upon ownership. It is the intention of the City of Calumet City to use all parcels for the commercial redevelopment of the areas in which the parcels are located. The commercial redevelopment of the parcels will return the property to a viable use beneficial to the municipality. The commercial redevelopment will also return the properties to a tax producing status, thereby generating economic development for the municipality and other taxing bodies. The City of Calumet City, at this time, does not have an immediate intention to convey any Tax Certificate of Purchase from Cook County or any perfected deed to any Third Party Requestor. Finally, the City of Calumet City will file for tax exempt status on all parcels obtained and will retain such status until such time as the parcel is conveyed.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324475). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

RONALD DENSON, Mayor, Village of Calumet Park

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Re: No Cash Bid Request for the Village of Calumet Park

The Village of Calumet Park here by submits its No Cash Bid Request Package to acquire the following parcels of vacant property located at 1324 West 127th Street, Calumet Park, Illinois 60827:

VILLAGE OF CALUMET PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
036	25-29-326-037-0000
036	25-29-326-065-0000

This Request Package contains two (2) Property Index Numbers (PINs). The property consists of two (2) contiguous vacant parcels of land. The Village will not file for tax exempt status as the property is to be donated-sold for commercial redevelopment purposes as a parking lot for use in conjunction with an adjoining medical practice associated with Metro South Medical Center. The use will provide convenient access to medical care in the Village. There has been a request by a third-party requesting the Village to acquire the property and convey the perfected tax deed(s) to said third-party. However, there is no signed agreement between the Village and the third-party at this time for the redevelopment of the property.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324476). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

RONALD DENSON, Mayor, Village of Calumet Park

Re: No Cash Bid Request for the Village of Calumet Park

The Village of Calumet Park hereby submits its No Cash Bid Request Package to acquire the following parcels of vacant property located at 12440 South Ashland Avenue, Calumet Park, Illinois 60827:

VILLAGE OF CALUMET PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
037	25-30-410-033-0000
037	25-30-410-034-0000
037	25-30-410-035-0000

This Request Package contains three (3) Property Index Numbers (PINs). The property consists of three (3) contiguous vacant parcels of land. The Village will file for tax exempt status as it has no definitive long-term plans for the property. In the near future, the property will be used in conjunction with the Calumet Park Fire Department, which has a firehouse situated across the street from the property. It is possible that the property may be redeveloped in the future by a third-party, at which time the property

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would no longer be exempt. However, there has been no request by a third-party for the Village to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324477). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DAVID GONZALEZ, Mayor, City of Chicago Heights

Re: No Cash Bid Request for the City of Chicago Heights

This correspondence will serve as notification of the interest of the City of Chicago Heights, a municipal corporation, in receiving a No Cash Bid for the parcels listed below via the No Cash Bid Program. This request package contains thirty-nine (39) vacant Property Index Numbers (PINs):

CITY OF CHICAGO HEIGHTS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
011	32-08-405-040-0000	015	32-20-412-012-0000
011	32-08-406-015-0000	015	32-20-412-013-0000
011	32-08-406-016-0000	015	32-20-421-058-0000
011	32-08-406-025-0000	015	32-20-422-051-0000
011	32-08-406-051-0000	015	32-20-422-066-0000
011	32-08-406-052-0000	015	32-20-426-001-0000
011	32-08-406-053-0000	015	32-20-426-002-0000
012	32-16-201-018-0000	015	32-20-432-037-0000
011	32-17-302-017-0000	015	32-21-213-026-0000
013	32-17-302-027-0000	015	32-21-418-001-0000
013	32-17-302-028-0000	015	32-21-418-002-0000
013	32-17-405-027-0000	015	32-21-418-003-0000
013	32-17-405-028-0000	015	32-21-418-004-0000
013	32-17-405-036-0000	015	32-21-418-008-0000
014	32-19-301-006-0000	015	32-21-418-009-0000
014	32-19-401-005-0000	015	32-21-418-011-0000
014	32-19-401-032-0000	018	32-27-200-004-0000
014	32-20-205-015-0000	018	32-27-300-016-0000
015	32-20-410-028-0000	018	32-28-200-003-0000
015	32-20-410-029-0000		

All of the parcels listed are vacant and without improvement. It is the intention of the City of Chicago Heights to use all parcels for the redevelopment of the areas in which the parcels are located. The

redevelopment of the parcels will return the property to a viable use beneficial to the municipality. The redevelopment will also return the properties to a tax producing status, thereby generating economic development for the municipality and other taxing bodies. The City of Chicago Heights, at this time, does not have an immediate intention to convey any Tax Certificate of Purchase from Cook County or any perfected deed to any Third Party Requestor. Finally, the City of Chicago Heights will file for tax exempt status on all parcels obtained and will retain such status until such time as the parcel is conveyed.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324478). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DAVID GONZALEZ, Mayor, City of Chicago Heights

Re: No Cash Bid Request for the City of Chicago Heights

This correspondence will serve as notification of the interest of the City of Chicago Heights, a municipal corporation, in receiving a No Cash Bid for the parcels listed below via the No Cash Bid Program. This request package contains ten (10) improved Property Index Numbers (PINs):

CITY OF CHICAGO HEIGHTS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
011	32-10-300-014-0000
012	32-17-115-001-0000
014	32-19-211-017-0000
015	32-20-410-025-0000
015	32-20-410-026-0000
015	32-20-410-030-0000
015	32-20-412-020-0000
015	32-20-416-001-0000
015	32-20-416-006-0000
015	32-21-213-038-0000

Property Index Numbers (PINs) 32-20-410-025-0000, 32-20-410-026-0000, and 32-20-410-030-0000 have unoccupied and abandoned commercial structures sitting on them that will be rehabilitated and used by the City. PINs 32-19-211-017-0000 and 32-20-412-020-0000 have unoccupied and abandoned commercial structures that will be demolished due to their condition upon ownership. PINs 32-10-300-014-0000, 32-17-115-001-0000, 32-20-416-001-0000, 32-20-416-006-0000, and 32-21-213-038-0000 have unoccupied and abandoned commercial structures that have either potential commercial interest or will be rezoned heavy industrial and marketed by the City. It is the intention of the City of Chicago Heights to use all parcels for the commercial redevelopment of the areas in which the parcels are located. The commercial redevelopment of the parcels will return the property to a viable use beneficial to the

municipality. The commercial redevelopment will also return the properties to a tax producing status, thereby generating economic development for the municipality and other taxing bodies. The City of Chicago Heights, at this time, does not have an immediate intention to convey any Tax Certificate of Purchase from Cook County or any perfected deed to any Third Party Requestor. Finally, the City of Chicago Heights will file for tax exempt status on all parcels obtained and will retain such status until such time as the parcel is conveyed.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324479). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

THOMAS A. BROWN, Village President, Village of East Hazel Crest

Re: No Cash Bid Request for the Village of East Hazel Crest

The purpose of this letter is to inform you of the Village of East Hazel Crest desire to participate in Cook County's no-cash bid program. The Village is interested in acquiring certain properties located within East Hazel Crest that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90. Please accept this request to obtain the following three (3) vacant commercial properties:

VILLAGE OF EAST HAZEL CREST

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
216	29-29-315-026-0000
216	29-29-407-019-0000
216	29-29-407-028-0000

The Village intends to use these three (3) vacant properties for commercial redevelopment in order to expand tax revenues and development within the Village. Currently, there is no third-party-applicant for these parcels. Also, the Village will apply for tax exempt status on these parcels once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324480). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

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DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

THOMAS A. BROWN, Village President, Village of East Hazel Crest

Re: No Cash Bid Request for the Village of East Hazel Crest

The purpose of this letter is to inform you of the Village of East Hazel Crest desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring certain properties located within East Hazel Crest that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90. Please accept this request to obtain the following three (3) vacant commercial properties:

VILLAGE OF EAST HAZEL CREST

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
216	29-29-401-043-0000
216	29-29-401-044-0000
216	29-29-401-045-0000

The Village intends to use each of these three (3) vacant commercial properties for commercial redevelopment in order to expand tax revenues and development within the Village. Currently, there is no third-party-applicant for any of the parcels. Also, the Village will apply for tax exempt status on each parcel once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324481). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

CHARLES R. GRIFFIN, Mayor, Village of Ford Heights

Re: No Cash Bid Request for the Village of Ford Heights

The Village of Ford Heights requests the listed abandoned properties in the Cook County Board of Commissioners No Cash Bid Program:

VILLAGE OF FORD HEIGHTS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
016	32-23-121-010-0000	016	32-23-251-003-0000
016	32-23-121-064-0000	016	32-23-252-022-0000

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016	32-23-125-029-0000	016	32-23-253-031-0000
016	32-23-233-020-0000	016	32-23-253-038-0000
016	32-23-233-025-0000	016	32-23-414-044-0000
016	32-23-234-040-0000	016	32-23-415-006-0000
016	32-23-234-043-0000	016	32-23-416-025-0000
016	32-23-235-044-0000	016	32-23-417-020-0000
016	32-23-247-013-0000	016	32-23-417-021-0000
016	32-23-249-035-0000		

This request package contains nineteen (19) Property Index Numbers (PINs). The requested abandoned houses will be used to assist in our efforts to revitalize, stabilize, and decrease vandalism in our community. The houses are located in blighted sections of the community. The Village of Ford Heights will immediately file for tax exempt status on the requested properties once the tax deeds have been issued. This No Cash Bid Request does not include a Third Party Request as the Village will work to rehab or demolish structures as needed to bring them back to municipal code.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324482). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

CHARLES R. GRIFFIN, Mayor, Village of Ford Heights

Re: No Cash Bid Request for the Village of Ford Heights

The Village of Ford Heights requests the listed abandoned properties in the Cook County Board of Commissioners No Cash Bid Program:

VILLAGE OF FORD HEIGHTS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
016	32-23-234-039-0000
016	32-23-247-002-0000
016	32-23-249-019-0000
016	32-23-250-007-0000
016	32-23-250-022-0000
016	32-23-252-028-0000
016	32-23-416-023-0000
016	32-23-416-038-0000
016	32-23-417-014-0000
016	32-23-418-018-0000

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This request package contains ten (10) Property Index Numbers (PINs). The requested abandoned houses will be used to assist in our efforts to revitalize, stabilize, and decrease vandalism in our community. The houses are located in blighted sections of the community. The Village of Ford Heights will immediately file for tax exempt status on the requested properties once the tax deeds have been issued. This No Cash Bid Request does not include a Third Party Request as the Village will work to rehab or demolish structures as needed to bring them back to municipal code.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324483). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

ARNOLD L. RANDALL, General Superintendent, Forest Preserve District of Cook County

Re: No Cash Bid Request for the Forest Preserve District of Cook County

The Forest Preserve District of Cook County (the "District") has identified two (2) tax delinquent parcels of vacant land in Unincorporated Cook County (the "Parcels") that would be suitable for forest preserve purposes. As a result, the District wishes to participate in the Cook County No Cash Bid Program for the 2013 Scavenger Sale. The Parcels of interest to the District are:

FOREST PRESERVE DISTRICT OF COOK COUNTY

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
060	06-17-404-025-0000
178	31-05-100-018-0000

This request package contains two (2) Property Index Numbers (PINs). The District intends to use the Parcels for Forest Preserve purposes. PIN 06-17-404-025-0000, consisting of approximately 7 acres of vacant land in unincorporated Cook County, would provide a linkage between the Poplar Creek Preserve and the recently acquired Rolling Knolls Country Club. PIN 31-05-100-018-0000, consisting of approximately 1.5 acres of vacant land in unincorporated Cook County, is an in-holding parcel, surrounded by forest Preserve on three (3) sides, and would bolster, as well as provide a buffer to, the District's adjacent land holdings. The District will file for tax exempt status on the Parcels as the District intends on utilizing the properties for forest preserve purposes. There is no Third Party Request associated with the Parcels.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324484). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013, from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

RICHARDS. GRENVICH, Village President, Village of Forest View

Re: No Cash Bid Request for the Village of Forest View

Please accept this letter as the Village of Forest View's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel identified below:

VILLAGE OF FOREST VIEW

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
188	19-07-201-025-0000

This Request Package contains one (1) Property Index Number (PIN). The PIN that is the subject of this application (Volume 188: 19-07-201-025-0000) is an unimproved triangular lot located in a manufacturing zoning district at 6800 West 51st Street in the southeast section of the Village. The parcel is located just south of the Glenn Yard railroad tracks. There are no structures on the property. Because of its unique shape and location, there has been little or no interest in private development of the lot. It is the Village's desire to obtain title to this property through the County's No Cash Bid Program for future expansion of municipal services to serve the southeast section of the Village. The municipal services would include the construction of a police and fire station and a water pump for the reservoir serving the Village. In the event this application is approved it is the Village's intent to file the necessary documents required to obtain a tax-exempt status for the property. It is the Village's intention to retain the PIN for municipal use. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324485). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

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Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
009	32-03-314-011-0000

This request package is for only for the one (1) PIN described above. The PIN that is the subject of this application (Volume 009: 32-03-314-011-0000) contains a residential structure that has been vacant for several years and is in need of demolition. The Village has been cutting the grass for several years. This lot is north of Main Street in the Village's commercial business area. This property is located within the boundaries of the Village's Main Street Redevelopment Project Area. As a result, the Village has the ability to use TIF funds to assist in the redevelopment of this parcel. It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be redeveloped for business purposes by a private entity. Since the subject parcel is located in the Village's Main Street Tax Increment Financing District, the Village is in a position to use TIF funds to provide incentives to promote redevelopment of this parcel. It is the Village's desire to demolish the existing structure located on the property to pursue private redevelopment of this parcel so it can be returned to the property tax rolls and create additional employment opportunities within the Village. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324486). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
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009

32-03-314-012-0000

This request package is for only for the one (1) Property Index Number (PIN) described above. The PIN that is the subject of this application (Volume 009: 32-03-314-012-0000) is an unimproved lot north of Main street in the Village's commercial business area. There are no structures on the property. This property is located within the boundaries of the Village's Main Street Redevelopment Project Area. As a result, the Village has the ability to use TIF funds to assist in the redevelopment of this parcel. It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be redeveloped for business purposes by a private entity. Since the subject parcel is located in the Village's Main Street Tax Increment Financing District, the Village is in a position to use TIF funds to provide incentives to promote redevelopment of this parcel. It is the Village's desire to pursue private redevelopment of this parcel so it can be returned to the property tax rolls and create additional employment opportunities within the Village. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324487). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

VOLUME
009

PROPERTY INDEX NUMBER
32-03-322-013-0000

This request package is for only for the one (1) Property Index Number (PIN) described above. The PIN that is the subject of this application (Volume 009: 32-03-322-013-0000) is an unimproved lot north of Main street in the Village's commercial business area. There are no structures on the property. The Village already owns property to the south of this property that is necessary to give this property access to Main St. and makes it suitable for commercial development. Without the benefit of the Village owned

property to the south, this parcel would be land locked and impossible to develop. This property is located within the boundaries of the Village's Main Street Redevelopment Project Area. As a result, the Village has the ability to use TIF funds to assist in the redevelopment of this parcel. It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be redeveloped for business purposes by a private entity utilizing the Village owned property to the south which provides access to the property from Main Street. Since the subject parcel is located in the Village's Main Street Tax Increment Financing District, the Village is in a position to use TIF funds to provide incentives to promote redevelopment of this parcel. It is the Village's desire to pursue private redevelopment of this parcel so it can be returned to the property tax rolls and create additional employment opportunities within the Village. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324488). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcels of property identified below:

VILLAGE OF GLENWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
009	32-03-325-012-0000
009	32-03-327-010-0000
009	32-03-327-020-0000

The Property Index Numbers (PINs) that are the subject of this application (Volume 009: 32-03-325-012-0000 and 32-03-327-020-0000) are unimproved lots located on Jane street in an area that regularly has flooding problems. There are no structures on these properties. It is the Village of Glenwood's desire to obtain title to these properties through the County's No Cash Bid Program so that they can be held by the Village so that they could not be developed and be used for flood control. If for some reason both of these PINs are not available to the Village, the Village would accept a certificate for either one of these PINs.

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In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property as long as it continues town the properties. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the properties to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324489). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

VOLUME

009

PROPERTY INDEX NUMBER

32-04-101-018-0000

This request package is for only for the one (1) Property Index Number (PIN) described above. The PIN that is the subject of this application (Volume 009: 32-04-101-018-0000) is a small unimproved lot at the Northeast corner of Halsted and 187th street that is adjacent to other property the Village owns (32-04-101-020-0000). There are no structures on the property. This property is located within the boundaries of the Village's Halsted Redevelopment Project Area. As a result, the Village has the ability to use TIF funds to assist in the redevelopment of this parcel. It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be redeveloped within the Halsted corridor by a private entity in conjunction with the Village owned parcel adjacent to it on the east. Since the subject parcel is located in the Village's Halsted Tax Increment Financing District, the Village is in a position to use TIF funds to provide incentives to promote redevelopment of this parcel. It is the Village's desire to pursue private redevelopment of this parcel so it can be returned to the property tax rolls and create additional employment opportunities within the Village. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The

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Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324490). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
009	32-05-219-010-0000

This request package is for only for the one (1) Property Index Number (PIN) described above. The PIN that is the subject of this application (Volume 009: 32-05-219-010-0000) is an unimproved triangular lot on 187th street which is on Glenwood's border with Homewood. There are no structures on the property. The Glenwood lots in this area are very close to the traveled portion of 187th street, which leaves no room for public infrastructure on the shoulder of the road. (The width of the 187th street right-of-way in Homewood immediately to the west of this lot is much greater.) It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be held by the Village for future public infrastructure purposes and any future necessary road widening. The property could also be used for a "Welcome to Glenwood sign." Village ownership would further allow the Village to maintain this area in accordance with acceptable standards and respond to neighbor's complaints about is upkeep. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324491). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KERRY DURKIN, Village President, Village of Glenwood

Re: No Cash Bid Request for the Village of Glenwood

Please accept this letter as the Village of Glenwood's application to participate in the Cook County No Cash Bid Program for the 2013 County Scavenger Sale for the parcel of property identified below:

VILLAGE OF GLENWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
011	32-09-101-035-0000

This request package is for only for the one (1) Property Index Number (PIN) described above. The PIN that is the subject of this application (Volume 011: 32-09-101-035-0000) is a 30 foot wide strip of property that is located on the south side of Holbrook Road a short distance east of Holbrook Road's intersection with Halsted. There are no structures on the property and it is located adjacent to two parcels which the Village of Glenwood already owns (32-09-101-007-0000 and 32-09-101-008-0000). This property is located in an industrial area and is within the boundaries of the Village's Industrial Park Redevelopment Project Area. As a result, the Village has the ability to use TIF funds to assist in the redevelopment of this parcel. It is the Village of Glenwood's desire to obtain title to this property through the County's No Cash Bid Program so that the property can be redeveloped by a private entity in conjunction with the 2 Village owned parcels adjacent to it on the east. Or, alternatively the property could be redeveloped in conjunction with the property located to the west which is at the corner of Halsted and Holbrook. Since the subject parcel is located in the Village's Industrial Park Tax Increment Financing District, the Village is in a position to use TIF funds to provide incentives to promote redevelopment of this parcel. It is the Village's desire to pursue private redevelopment of this parcel so it can be returned to the property tax rolls and create additional employment opportunities within the Village. In the event this application is approved, it is the Village's intent to file the necessary documents that are required to obtain a tax-exempt status for the property. The Village will continue to maintain this tax exempt status for the property until such time that the property can be transferred to a private owner that will create jobs and return this property to the tax rolls. Please be advised that the Village does not have any agreement to convey the perfected tax deed for the property to any developer, organization or other private party. The Village also has not entered into any negotiations with any developer, organization, or other entity pertaining to this property. The Village's is not acting on behalf of any third party requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324492). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JULIANA MALLER, Village Manager, Village of Hanover Park

Re: No Cash Bid Request for the Village of Hanover Park

As part of the No Cash Bid Request package, the Village of Hanover Park is seeking acquisition of the following parcels:

VILLAGE OF HANOVER PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
061	06- 36 <u>25</u> -302-033-0000
061	06- 36 <u>25</u> -302-034-0000
061	06- 36 <u>25</u> -302-035-0000
061	06- 36 <u>25</u> -302-036-0000
061	06- 36 <u>25</u> -302-037-0000
061	06- 36 <u>25</u> -302-038-0000

The total number of Property Index Numbers (PINs) requested in this package is six (6). These PINs are adjacent to each other and were formerly occupied by a single multi-family residential building. The building was burnt down and the property is currently vacant, except for remaining parking in the rear. The properties are surrounded to the north and south by multi-family residential buildings grouped into similar lot configurations. Such buildings are densely occupied and in need of revitalization. Properties to the east are single-family residential and to the west are multi-family residential. These properties have been identified by the Village as ones that could provide benefit to the surrounding properties through shared parking, a play lot, community garden, or community building. It is found that a public use will provide more benefit than an additional multi-family structure at this location. Consolidation of the parcels and ownership of the property will also help to ensure unified redevelopment of the site. Such use may work cooperatively with that of the Hanover Township Astor Avenue Community Center, located several properties north on Astor Avenue. The Village will file for tax exempt status as the Village will hold the property and maintain the status until either the Village develops the property or it is conveyed to another party for development and operation. The Village does not have a Third Party Request for this property.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324493). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DEAN R. BOSTROM, Executive Director/Board Secretary, Hoffman Estates Park District

Re: No Cash Bid Request for the Hoffman Estates Park District

Please be advised that I am the Executive Director/Board Secretary of the Hoffman Estates Park District. We are requesting that a No Cash Bid be made on behalf of the Hoffman Estates Park District for the following property:

HOFFMAN ESTATES PARK DISTRICT

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
060	06-04-208-025-0000

On September 19, 1995 at its Regular Board Meeting No. 741 the Hoffman Estates Park District Board passed its Ordinance No. 299, titled "An Ordinance Annexing Certain Territory To the Hoffman Estates Park District," incorporating territory in unincorporated Cook County including the above parcel having Cook County's Property Index Number (PIN) 06-04-208-025-0000. Ordinance No. 299 was recorded as Document No. 97241272 with the Cook County Recorder of Deeds on April 7, 1997. This request package contains one (1) PIN. This property is a narrow strip of vacant land that sits on the eastern side of the Bridlewood development and extends generally north and south between the rear of the homes facing west and the Canadian National Railway Company's right-of-way and tracks. The requested parcel is presently unused except that the Village of Hoffman Estates has recorded permanent and temporary Grants of Easement for water and sanitary sewer (Document Nos. 92963380 and 91363571, respectively). It is the Park District's intention that this parcel will be developed as a multi-purpose path in cooperation with the Village of Hoffman Estates and the Forest Preserve District of Cook County pursuant to the funding Grant awarded to the Village of Hoffman Estates under the 2012 Illinois Transportation Enhancement Program. At the present time the Village of Hoffman Estates does maintain a gravel pathway over the parcel, as well as the water and sanitary sewer lines below ground. Importantly, on May 29, 2013, the Cook County Board of Commissioners approved an Intergovernmental Agreement with the Village of Hoffman Estates for a Noise Abatement Program that provides funding (reimbursement) through the Canadian National Railway for affected residences that abut the Canadian National Railway for noise mitigation improvements that are needed due to the increased rail traffic. This Agreement includes the Bridlewood subdivision that is under the jurisdiction of Cook County, although not within the corporate limits of the Village of Hoffman Estates. At the direction of the Hoffman Estates Park District, the PIN will be retained for use as the multi-purpose path by the Requestor, the Village of Hoffman Estates and the Forest Preserve District of Cook County. Legal counsel will be retained to file for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324494). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

WILLIAM D. McLEOD, Village President, Village of Hoffman Estates

Re: No Cash Bid Request for the Village of Hoffman Estates

Please be advised that I am the President of the Village of Hoffman Estates. We are requesting that a No Cash Bid be made on behalf of the Village of Hoffman Estates for the following properties:

VILLAGE OF HOFFMAN ESTATES

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
060	06-09-204-020-0000
060	06-09-204-021-0000

These two (2) parcels are within the Deer Crossing Subdivision and within the corporate limits of the Village of Hoffman Estates. This request package contains two (2) Property Index Numbers (PINs). These adjacent properties together form a narrow strip of vacant land that sits on the eastern side of the Deer Crossing development and extends generally northeasterly and southwesterly between the rear of the homes facing northwest and the Canadian National Railway Company's right-of-way and tracks. The requested parcels are presently unused except that the Village of Hoffman Estates maintains its sanitary sewer there and the existing drainage ditch. It is also the Village's intention and its ownership will better enable the Village to accomplish potential drainage improvements on those parcels as well as enhance the buffer between the single family homes and the Canadian National Railway Company's right-of-way and tracks. Importantly, the Village of Hoffman Estates administers the Canadian National Noise Mitigation Reimbursement Program that provides funding for residences affected by the increased rail traffic. This Program includes homes in the Deer Crossing subdivision that is under the jurisdiction of Cook County, and within the corporate limits of the Village of Hoffman Estates. These parcels will be retained for use by the Village of Hoffman Estates so that it may perform the required maintenance of the sanitary sewer and existing drainage ditch and to accomplish potential drainage improvements. As owner, the Village of Hoffman Estates will also be better able to maintain the grass, shrubs and general plantings now overgrown on those parcels.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324495). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

NORMAN ABBOTT, Village President, Village of Lansing

Re: No Cash Bid Request for the Village of Lansing

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The purpose of this letter is to inform you of the Village of Lansing's desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring certain properties located within Lansing that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90.

VILLAGE OF LANSING

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
225	30-19-300-036-0000
225	30-29-100-006-0000
227	30-29-206-025-0000
227	30-29-206-051-0000
228	30-30-412-012-0000
229	30-31-102-061-0000

Therefore, please accept this request to obtain five (5) tax delinquent parcels. The Village intends to use each of these four (4) vacant parcels and one (1) abandoned building for redevelopment in order to expand tax revenues and development within the Village. Currently, there is no third-party-applicant for any of the parcels. Also, the Village will apply for tax exempt status on each parcel once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324496). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

NORMAN ABBOTT, Village President, Village of Lansing

Re: No Cash Bid Request for the Village of Lansing

The purpose of this letter is to inform you of the Village of Lansing's desire to participate in Cook County's no-cash bid program. The Village is interested in acquiring certain properties located within Lansing that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90. Please accept this request to obtain the following one (1) vacant improved commercial property:

VILLAGE OF LANSING

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
230	30-32-100-043-0000

The Village intends to use this vacant improved commercial property for redevelopment in order to expand tax revenues and development within the Village. Currently, there is no third-party-applicant for

the parcel. Also, the Village will apply for tax exempt status on the parcel once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324497). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

EUGENE WILLIAMS, Village President, Village of Lynwood

Re: No Cash Bid Request for the Village of Lynwood

The purpose of this letter is to inform you of the Village of Lynwood's desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring certain properties located within Lynwood that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90. Please accept this request to obtain the following properties:

VILLAGE OF LYNWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
011	32-12-404-004-0000
022	33-07-100-025-0000
022	33-07-316-042-0000
022	33-07-316-055-0000
022	33-07-316-056-0000

The Village intends to use each of these five (5) properties for redevelopment in order to expand tax revenues and development within the Village. Currently, there is no third-party-applicant for any of the parcels. Also, the Village will apply for tax exempt status on each parcel once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324498). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

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CHRISTOPHER GETTY, Mayor, Village of Lyons

Re: No Cash Bid Request for the Village of Lyons

This letter is to express the Village of Lyons' interest in receiving a No Cash Bid for parcels located in Lyons. The property index numbers of the parcels requested are:

VILLAGE OF LYONS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
073	18-02-203-041-0000
073	18-02-203-042-0000
073	18-02-310-076-0000

This Request Package contains three (3) Property Index Numbers (PINs) (the "Subject Property"). The PINs requested are vacant parcels located in the Village of Lyons. It is the intent of the Village of Lyons, as part of its overall economic development strategy, to acquire the Subject Property and return it to a beneficial use for the citizens of the Village. The Village intends to market the parcels for economic development. In accordance with the requirements of the Cook County No Cash Bid Program, the Village of Lyons hereby certifies that it does not have an identified third party requestor associated with the filing of this application and will accordingly take the necessary steps to have the Subject Property declared tax exempt for municipal use and will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324499). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

CHRISTOPHER GETTY, Mayor, Village of Lyons

Re: No Cash Bid Request for the Village of Lyons

This letter is to express the Village of Lyons' interest in receiving a No Cash Bid for a parcel located in Lyons. The property index number of the parcel requested is:

VILLAGE OF LYONS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
074	18-02-402-029-0000

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This Request Package contains one (1) Property Index Number (PIN) (the “Subject Property”). The PIN requested is currently an abandoned single family residence located in the Village of Lyons. It is the intent of the Village of Lyons, as part of its overall economic development strategy, to acquire the Subject Property and return it to a beneficial use for the citizens of the Village. The Village intends to rehab the residence, thereby eliminating a hazard to the public health, safety and welfare and offer the residence for sale. In accordance with the requirements of the Cook County No Cash Bid Program, the Village of Lyons hereby certifies that it does not have an identified third party requestor associated with the filing of this application and will accordingly take the necessary steps to have the Subject Property declared tax exempt for municipal use and will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324500). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DAVID WEBB, JR., Mayor, City of Markham

Re: No Cash Bid Request for the City of Markham

Please accept this letter as an official request from the City of Markham expressing interest in participating in the Cook County No Cash Bid Program. The Property Index Numbers (PINs) being requested are:

CITY OF MARKHAM

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
030	28-14-429-039-0000	211	29-19-104-005-0000
030	28-14-429-040-0000	211	29-19-107-016-0000
032	28-24-201-017-0000	211	29-19-107-017-0000
032	28-24-202-006-0000	211	29-19-107-018-0000
032	28-24-203-018-0000	211	29-19-107-019-0000
032	28-24-204-003-0000	211	29-19-107-020-0000
032	28-24-204-005-0000	211	29-19-107-021-0000
032	28-24-204-007-0000	211	29-19-107-022-0000
032	28-24-205-012-0000	211	29-19-107-023-0000
032	28-24-205-018-0000	211	29-19-107-024-0000
032	28-24-206-007-0000	211	29-19-107-030-0000
032	28-24-206-009-0000	211	29-19-107-031-0000
032	28-24-206-017-0000	211	29-19-108-031-0000
032	28-24-206-023-0000	211	29-19-108-032-0000
032	28-24-207-006-0000	211	29-19-109-001-0000
032	28-24-208-002-0000	211	29-19-109-002-0000
032	28-24-208-003-0000	211	29-19-110-033-0000

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211	29-19-100-003-0000	211	29-19-111-026-0000
211	29-19-100-004-0000	211	29-19-112-024-0000
211	29-19-100-005-0000	211	29-19-117-005-0000
211	29-19-100-006-0000	211	29-19-117-006-0000
211	29-19-100-012-0000	211	29-19-117-007-0000
211	29-19-100-013-0000	211	29-19-117-008-0000
211	29-19-100-017-0000	211	29-19-117-009-0000
211	29-19-101-011-0000	211	29-19-120-015-0000
211	29-19-102-002-0000	211	29-19-120-016-0000
211	29-19-102-003-0000	211	29-19-120-018-0000
211	29-19-102-004-0000	211	29-19-129-004-0000
211	29-19-102-005-0000	211	29-19-129-005-0000
211	29-19-102-006-0000	211	29-19-129-006-0000
211	29-19-102-007-0000	211	29-19-129-007-0000
211	29-19-102-014-0000	211	29-19-129-008-0000
211	29-19-103-028-0000	211	29-19-129-009-0000
211	29-19-103-029-0000	211	29-19-129-010-0000
211	29-19-104-003-0000		

This request package contains 69 Property Index Numbers (PINs). 1. The intended use of the first two (2) PINS, are to either remove or redevelop, the old dilapidated commercial structure located on 159th street. 2. The intended use of the remaining 67 PINs will be utilized by gaining full development control over a vast dump site that is being cleaned by the U.S. and State EPA. These parcels will be ready for development within 12 months of deed acquisition. Please note that the City of Markham will file for tax exempt status on all above parcels/PINs. The above PINs will be used for municipal use or maintained until the tax deed(s) are conveyed to a developer. The City of Markham is requesting the previously mentioned 69 PINs which have no third party requestor for the current No Cash Bid Program.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324501). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

BRIAN D. MITCHELL, Village Administrator, Village of Matteson

Re: No Cash Bid Request for the Village of Matteson

Please allow this cover letter to serve as the Village of Matteson's request for participation in Cook County's No Cash Bid Program for the following:

VILLAGE OF MATTESON

VOLUME

PROPERTY INDEX NUMBER

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179	31-16-209-002-0000
179	31-16-209-003-0000
179	31-16-209-004-0000
179	31-16-401-022-0000
179	31-21-303-018-0000
179	31-21-305-003-0000
179	31-21-305-004-0000
179	31-22-200-019-0000
179	31-22-200-020-0000

The Village of Matteson's request package contains six (6) parcels of vacant land each of which is currently zoned for commercial use within the Village. It is the Village's intent to acquire each of the six (6) parcels listed above and to pursue the development of the properties by private businesses that will bring additional jobs and economic development into the Village of Matteson. The Village herein represents that it does not have any agreements or proposals at this time from any third party developer, organization or other private entity pertaining to the development, transfer, sale or use of any of the six (6) parcels described above. Additionally, the Village will file for and maintain tax exempt status on the parcels until such time that the tax deeds are conveyed to a developer.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324502). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

WILLIAM P. BARLOW, III, Village Manager, Village of Maywood

Re: No Cash Bid Request for the Village of Maywood

The Village of Maywood is respectfully submitting the following two (2) Property Index Numbers (PINs) for No Cash Bid purchase and approval by the Cook County Board of Commissioners. These parcels have been evaluated and found to be viable, marketable properties to be acquired through the Cook County No Cash Bid process. The aforementioned properties are located in a key area for redevelopment. The acquisition of these properties will greatly impact economic development opportunities within the Village of Maywood. Please find below the intended use for each PIN.

VILLAGE OF MAYWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
165	15-14-328-004-0000
165	15-14-327-019-0000

Volume: 165 Property Index Number (PIN): 15-14-328-004-0000 - This is the north portion of the parking lot associated with the abandon car dealership; also being requested. Volume: 165 PIN: 15-14-

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327-019-0000 - This is a vacant parking lot adjacent to an abandon car garage; also being requested. The parcel is located in a prime retail district and the Village intends to redevelop this site into a retail use that would promote further development within the district. The Village of Maywood will file for tax exempt status for the properties and will retain the properties for municipal use until such time as the properties are re-conveyed for redevelopment. The Village does not currently have any third party request on any of the PINs submitted for No Cash Bid processing.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324503). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

WILLIAM P. BARLOW, III, Village Manager, Village of Maywood

Re: No Cash Bid Request for the Village of Maywood

The Village of Maywood is respectfully submitting the following three (3) Property Index Numbers (PINs) for Over the Counter purchase and approval by the Cook County Board of Commissioners. These parcels have been evaluated and found to be viable, marketable properties to be acquired through the Cook County No Cash Bid process. The aforementioned properties are located in a key area for redevelopment as outlined in the 2008 Comprehensive plan. The acquisition of these properties will greatly impact economic development opportunities within the Village of Maywood. Please find below the intended use for each PIN.

VILLAGE OF MAYWOOD

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
165	15-14-328-006-0000
165	15-14-328-015-0000
165	15-14-327-018-0000

Volume: 165 Property Index Number (PIN): 15-14-328-006-0000 - This is a vacant/abandon car dealership. The parcel is located in a prime retail district. The Village intends to redevelop this site into a retail use that would promote further development within this district. Volume: 165 PIN: 15-14-328-015-0000 - This is the East wing of the vacant/abandon car dealership. The parcel is located in a prime retail district that the comprehensive plan calls for retail/ commercial development. The Village intends to redevelop this site into a retail use that would promote further development with in this district. Volume: 165 PIN 15-14-327-018-0000 - current use is vacant abandon car garage building. Proposed use is redevelopment to compliment the surrounding retail area The Village of Maywood will file for tax exempt status for the properties and will retain the properties for municipal use until such time as the Properties are re-conveyed for redevelopment. The Village does not currently have any third party request on any of the PINs submitted for No Cash Bid processing.

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Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324504). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JEFFREY T. SHERWIN, Mayor, City of Northlake

Re: No Cash Bid Request for the City of Northlake

This letter is to express the City of Northlake's interest in receiving a No Cash Bid for a parcel located in Northlake. The property index number of the parcel requested is:

CITY OF NORTHLAKE

VOLUME
070

PROPERTY INDEX NUMBER
12-29-400-104-0000

This Request Package contains one (1) Property Index Number (PIN) (the "Subject Property"). The PIN requested is currently a vacant parcel in the City of Northlake. It is the intent of the City of Northlake, as part of its overall economic development strategy, to acquire the Subject Property and return it to a beneficial use for the citizens of the City. The Subject Property is part of Fullerton Avenue in the City and will continue to be used for roadway purposes. In accordance with the requirements of the Cook County No Cash Bid Program, the City of Northlake hereby certifies that it does not have an identified third party requestor associated with the filing of this application and will accordingly take the necessary steps to have the Subject Property declared tax exempt for municipal use and will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324505). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KYLE R. HASTINGS, Mayor, Village of Orland Hills

Re: No Cash Bid Request for the Village of Orland Hills

This letter is to express the Village of Orland Hill's interest in receiving a No Cash Bid for a parcel located in Orland Hills. The property index number of the parcel requested is:

VILLAGE OF ORLAND HILLS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
147	27-27-200-005-0000

This Request Package contains one (1) Property Index Number (PIN) (the "Subject Property"). The PIN requested is currently a vacant parcel in the Village of Orland Hills. It is the intent of the Village of Orland Hills, as part of its overall economic development strategy, to acquire the Subject Property and return it to a beneficial use for the citizens of the City. The Subject Property is part of 167th Street in the Village and will continue to be used for roadway purposes. In accordance with the requirements of the Cook County No Cash Bid Program, the Village of Orland Hills hereby certifies that it does not have an identified third party requestor associated with the filing of this application and will accordingly take the necessary steps to have the Subject Property declared tax exempt for municipal use and will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324506). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DANIEL J. McLAUGHLIN, Mayor, Village of Orland Park

Re: No Cash Bid Request for the Village of Orland Park

The Village of Orland Park has targeted a location within the community for storm water detention and a roadway. In the interest of the utilizing this property for said purposes, the Village of Orland Park is seeking title to the tax delinquent property:

VILLAGE OF ORLAND PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
147	27-32-302-004-0000

Volume 147 and Property Index Number (PIN) 27-32-302-004-0000, requests that the Cook County Board of Commissioners submit a No Cash Bid for this property on behalf of the Village. This Request Package contains one (1) PIN. The Village of Orland Park will file for tax exempt status because they will retain the PIN for municipal use or will maintain the status until the tax deed is conveyed to a developer. This request contains a Third Party Requestor. The Village of Orland Park has received a Third Party Request from Orland Park Lot A Acquisition, LLC. There is no agreement between the Village of Orland Park and Orland Park Lot A Acquisition to acquire the Subject Real Estate at this present time.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324507). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JOHN A. OSTENBURG, Mayor, Village of Park Forest

Re: No Cash Bid Request for the Village of Park Forest

The purpose of this letter is to advise you of the Village of Park Forest's desire to participate in the 2013 Cook County No Cash Bid Program Scavenger Sale. The Village is interested in acquiring residential vacant land properties within its boundaries that have been delinquent in real estate taxes for two (2) or more years, pursuant to 35 ILCS200/21-90. Please accept this Request Package to obtain the eight (8) Property Index Numbers (PINs) listed herein, which are all located within the Village of Park Forest.

VILLAGE OF PARK FOREST

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
019	32-30-105-051-0000
179	31-25-103-058-0000
180	31-35-202-002-0000
180	31-35-202-003-0000
180	31-36-102-014-0000
180	31-36-102-015-0000
180	31-36-114-015-0000
180	31-36-403-021-0000

The Village intends to identify and work with residential developers to construct new homes on the vacant land and to return the properties to the property tax rolls to benefit the taxing bodies and to add to the quality of life in the South Suburbs. The plans are consistent with the Village's adopted Strategic Plan for Land Use and Development. The Village intends to file for tax exempt status at the appropriate time and will maintain the tax exempt status until the tax deeds are conveyed to a developer. No requests have been received by Village of Park Forest from Third Party developers or organizations.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324508). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

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DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

JOHN A. OSTENBURG, Mayor, Village of Park Forest

Re: No Cash Bid Request for the Village of Park Forest

The purpose of this letter is to advise you of the Village of Park Forest's desire to participate in the 2013 Cook County No Cash Bid Program Scavenger Sale. The Village is interested in acquiring residential vacant land properties within its boundaries that have been delinquent in real estate taxes for two (2) or more years, pursuant to 35 ILCS200/21-90. Please accept this Request Package for nine (9) Property Index Numbers (PINs) listed herein, which are all located within the Village of Park Forest.

VILLAGE OF PARK FOREST

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
019	32-30-106-010-0000
019	32-30-204-013-0000
019	32-30-207-012-0000
019	32-30-207-013-0000
019	32-30-207-053-0000
019	32-30-208-033-0000
019	32-30-209-008-0000
019	32-30-210-016-0000
180	31-36-312-008-0000

The Village intends to identify and work with residential developers to construct new homes on the vacant land and to return the properties to the property tax rolls to benefit the taxing bodies and to add to the quality of life in the South Suburbs. The plans are consistent with the Village's adopted Strategic Plan for Land Use and Development. The Village intends to file for tax exempt status at the appropriate time and will maintain the tax exempt status until the tax deeds are conveyed to a developer. No requests have been received by Village of Park Forest from Third Party developers or organizations.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324509). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

TERRY R. WELLS, Village President, Village of Phoenix

Re: No Cash Bid Request for the Village of Phoenix

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The purpose of this letter is to inform you of the Village of Phoenix's desire to participate in Cook County's no-cash bid program. The Village is interested in acquiring certain properties located within Phoenix that are delinquent in real estate taxes or special assessments for two (2) or more years, pursuant to 35 ILCS 200/21-90. Please accept this request to obtain the following twenty-one (21) vacant unimproved residential properties:

VILLAGE OF PHOENIX

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
208	29-16-112-020-0000	208	29-16-120-029-0000
208	29-16-112-021-0000	208	29-16-120-030-0000
208	29-16-114-031-0000	208	29-16-120-031-0000
208	29-16-119-076-0000	208	29-16-120-067-0000
208	29-16-119-077-0000	208	29-16-120-068-0000
208	29-16-119-078-0000	208	29-16-120-069-0000
208	29-16-119-079-0000	208	29-16-121-033-0000
208	29-16-120-003-0000	208	29-16-121-034-0000
208	29-16-120-004-0000	208	29-16-125-002-0000
208	29-16-120-027-0000	208	29-16-204-012-0000
208	29-16-120-028-0000		

The Village intends to use these vacant unimproved residential properties for residential redevelopment in order to expand tax revenues by building a residential dwelling on the parcel. Currently, there is no third-party-applicant for the parcel. Also, the Village will apply for tax exempt status on the parcel once a tax deed is obtained until a developer is designated.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324510). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DE'CARLON SEEWOOD, Village Manager, Village of Richton Park

Re: No Cash Bid Request for the Village of Richton Park

On behalf of the Village of Richton Park, I would like to respectfully request bids for the following seventeen (17) parcels of real estate through the County's No Cash Bid Program:

VILLAGE OF RICHTON PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>	<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
180	31-26-303-050-0000	180	31-35-101-007-0000

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180	31-26-303-038-0000	180	31-35-101-008-0000
180	31-27-301-019-0000	180	31-35-101-009-0000
180	31-27-301-020-0000	180	31-35-101-010-0000
180	31-27-301-021-0000	180	31-35-101-011-0000
180	31-27-400-013-0000	180	31-27-402-049-0000
180	31-27-400-014-0000	180	31-27-402-007-0000
180	31-27-400-037-0000	180	31-34-201-030-0000
180	31-35-101-002-0000		

This Request Package contains seventeen (17) Property Index Numbers (PINs). The Village of Richton Park intends to use PIN 31-26-303-050-0000, which is currently unimproved vacant land as either a future stand-alone commercial or mixed use residential/commercial building as a part of the Village's Town Center Development efforts. The parcel is adjacent to another No Cash Bid parcel being acquired as part of the 2011 tax delinquency list. Development of this parcel will benefit the Village of Richton Park by increasing its commercial sales and property tax base.

The Village of Richton Park intends to use PIN 31-26-303-038-0000, which is currently unimproved vacant land as either a future stand-alone commercial or mixed use residential/commercial building as a part of the Village's Town Center Development efforts. The parcel is adjacent to another No Cash Bid parcel being acquired as part of the 2011 tax delinquency list. Development of this parcel will benefit the Village of Richton Park by increasing its commercial sales and property tax base.

The Village of Richton Park intends to use PIN 31-27-301-019-0000, which is currently unimproved vacant land located on Cicero Avenue adjacent to the Village's existing community park. Development of this parcel will benefit the Village of Richton Park either by providing future commercial development opportunities that will increase the property and commercial sales tax base in the community or enhancement of the Village's major park site.

The Village of Richton Park intends to use PIN 31-27-301-020-0000, which is currently unimproved vacant land located on Cicero Avenue adjacent to the Village's existing community park. Development of this parcel will benefit the Village of Richton Park either by providing future commercial development opportunities that will increase the property and commercial sales tax base in the community or enhancement of the Village's major park site.

The Village of Richton Park intends to use PIN 31-27-301-021-0000, which is currently unimproved vacant land located on Cicero Avenue adjacent to the Village's existing community park. Development of this parcel will benefit the Village of Richton Park either by providing future commercial development opportunities that will increase the property and commercial sales tax base in the community or enhancement of the Village's major park site.

The Village of Richton Park intends to use PIN 31-27-400-013-0000, which is currently unimproved vacant land as part of a comprehensive stormwater detention facility and public park space related to the Village's Town Center Mixed Use/Transit-Oriented Development efforts. Development of this parcel for storm water compensatory storage and public park space will benefit the Village of Richton Park by helping to reduce the flood hazard are currently impacting the development opportunities in the Village's Town Center and provide recreational opportunities as well. The site may also accommodate small scale stand-alone or mixed use development that could increase the commercial property and sales tax base. This property is contiguous to parcel number 31-27-400-014-0000 referenced below.

The Village of Richton Park intends to use PIN 31-27-400-014-0000, which is currently unimproved vacant land as part of a comprehensive stormwater detention facility and public park space related to the

Village's Town Center Mixed Use/Transit-Oriented Development efforts. Development of this parcel for storm water compensatory storage and public park space will benefit the Village of Richton Park by helping to reduce the flood hazard are currently impacting the development opportunities in the Village's Town Center and provide recreational opportunities as well. The site may also accommodate small scale stand-alone or mixed use development that could increase the commercial property and sales tax base. This property is contiguous to parcel number 31-27-400-013-0000 referenced above.

The Village of Richton Park intends to use PIN 31-27-400-037-0000, which is currently unimproved vacant land as part of a comprehensive stormwater detention facility and public park space related to the Village's Town Center Mixed Use/Transit-Oriented Development efforts. Development of this parcel for storm water compensatory storage and public park space will benefit the Village of Richton Park by helping to reduce the flood hazard are currently impacting the development opportunities in the Village's Town Center and provide recreational opportunities as well. The site may also accommodate small scale stand-alone or mixed use development that could increase the commercial property and sales tax base. This parcel is contiguous to a village-owned parcel and parcel numbers 31-27-400-013-0000 and 31-27-400-104-0000.

The Village of Richton Park intends to use PIN 31-35-101-002-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-35-101-007-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-35-101-008-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-35-101-009-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-35-101-010-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-35-101-011-0000, which is currently unimproved vacant land for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also.

The Village of Richton Park intends to use PIN 31-27-402-049-0000, which is currently an improved residential private road as dedicated right of way. By gaining control of this parcel it will allow the Village to incorporated it into the Village's Motor Fuel Tax street maintenance plan as well as provide routine maintenance as needed.

The Village of Richton Park intends to use PIN 31-27-402-007-0000, which is currently unimproved vacant land as part of a comprehensive stormwater detention facility and public park space related to the Village's Town Center Mixed Use/Transit-Oriented Development efforts. Development of this parcel for storm water compensatory storage and public park space will benefit the Village of Richton Park by helping to reduce the flood hazard are currently impacting the development opportunities in the Village's Town Center and provide recreational opportunities as well.

The Village of Richton Park intends to use PIN 31-34-201-030-0000, which is currently unimproved vacant land for future stand-alone commercial or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its commercial sales and property tax base.

The Village of Richton Park will file for tax exempt status because we will retain the PINs for municipal use until they are sold for development. There is no Third Party Request, by a developer, organization or other private party, in which the municipality would convey the perfected tax deed(s) to that Third Party Requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324511). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DE'CARLON SEEWOOD, Village Manager, Village of Richton Park

Re: No Cash Bid Request for the Village of Richton Park

On behalf of the Village of Richton Park, I would like to respectfully request a bid for the following two (2) parcel of real estate through the County's No Cash Bid Program:

VILLAGE OF RICHTON PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
180	31-33-406-045-0000
180	31-35-101-012-0000

This Request Package contains two (2) Property Index Numbers (PINs). The Village of Richton Park intends to use PIN 31-35-101-012-0000, which is currently unimproved vacant land, for future stand-alone multi-family residential or mixed use residential/commercial development. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base and potentially commercially also. The Village of Richton Park intends to use PIN 31-33-406-045-0000, which is currently unimproved vacant land, for the development of residential housing. Development of this parcel will benefit the Village of Richton Park by increasing its property tax base. The Village of Richton Park

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will file for tax exempt status because it will retain the PINs for municipal use until they are sold for development. There is no Third Party Request, by a developer, organization or other private party, in which the municipality would convey the perfected tax deed(s) to that Third Party Requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324512). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DE'CARLON SEEWOOD, Village Manager, Village of Richton Park

Re: No Cash Bid Request for the Village of Richton Park

On behalf of the Village of Richton Park, I would like to respectfully request a bid for the following one (1) parcel of real estate through the County's No Cash Bid Program:

VILLAGE OF RICHTON PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
180	31-35-101-029-0000

This Request Package contains one (1) Property Index Number (PIN). The Village of Richton Park intends to use PIN 31-35-101-029-0000, which is the former Kastar's Hair Studio and currently a vacant commercial building, as either a future stand-alone commercial or mixed use residential/commercial building as a part of the Village Town Center Development efforts. Re-use of the existing building or redevelopment of this parcel will benefit the Village of Richton Park by increasing its commercial sales and property tax base. The Village of Richton Park will file for tax exempt status because it will retain the PIN for municipal use until they are sold for development. There is no Third Party Request, by a developer, organization or other private party, in which the municipality would convey the perfected tax deed(s) to that Third Party Requestor.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324513). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

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ERIC PALM, Village Administrator, Village of River Forest

Re: No Cash Bid Request for the Village of River Forest

Please allow this cover letter, and submitted attachments, to serve as the Village of River Forest's No Cash Bid Request package for the following:

VILLAGE OF RIVER FOREST

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
182	15-12-317-035-0000

This Request Package contains one (1) Property Index Number (PIN). The property is in the rear lot of 117 Ashland Avenue, River Forest, Illinois, abutting the property of 116 Lathrop, both of which are residential properties. The property is unimproved and has four large trees which are not being properly maintained and present a hazard to nearby power lines. Through the No Cash Bid Program, the Village intends to vacate the property to the adjacent property owner who will be responsible for maintenance of the trees. The Village may file for and maintain tax exempt status until such time that the deed is conveyed. The adjoining landowners to the Property, Ronald E. Toupin, Jr. and Elizabeth A. Toupin, have proposed that if the Village takes title to the Property, and if the real estate taxes on the Property are eliminated, that the Property be transferred from the Village to them by way of vacation. The Village does not have an agreement to convey the Property to Ronald E. Toupin, Jr. and Elizabeth A. Toupin at this time, but the Village is considering doing so if the No Cash Bid process and any related tax deed proceedings are successful.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency (Comm. No. 324514). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

BARBARA J. PILTAVER, Mayor, Village of Schiller Park

Re: No Cash Bid Request for the Village of Schiller Park

This letter is to express the Village of Schiller Park's interest in receiving a No Cash Bid for four (4) parcels located in Schiller Park. The Property Index Numbers (PINs) of the parcels requested are:

VILLAGE OF SCHILLER PARK

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
064	12-10-312-036-0000
064	12-16-302-011-0000

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064	12-16-302-012-0000
064	12-16-302-013-0000

This Request Package contains four (4) Property Index Numbers (PINs) (the "Subject Properties"). The PINs requested are currently a vacant parcel in the Village of Schiller Park. It is the intent of the Village of Schiller Park, as part of its overall economic development strategy to acquire the Subject Properties and return them to a beneficial use for the citizens of the Village. PIN 12-10-312-036-0000 is vacant land which will be used as public access for parking. PINs 12-16-302-011-0000, 12-16-302-012-0000 and 12-16-302-013-0000 are vacant land which are in the flood plain and will enhance flood management efforts. In accordance with the requirements of the Cook County No Cash Bid Program, the Village of Schiller Park hereby certifies that it does not have an identified third party request or associated with the filing of this application and will accordingly take the necessary steps to have the Subject Properties declared tax exempt for municipal use will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324515). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DONALD A. DeGRAFF, Mayor, Village of South Holland

Re: No Cash Bid Request for the Village of South Holland

The purpose of this letter is to inform you of the Village of South Holland's desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring:

VILLAGE OF SOUTH HOLLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
216	29-28-100-078-0000

17345 Halsted Drive, South Holland, Illinois, described by Property Index Number (PIN) 29-28-100-078-0000. The property is delinquent in real estate taxes for two (2) or more years, pursuant to 35 ILCS200/21-90 and 200/21-260. Please accept our request to obtain this property. The Village plans to re-develop the property in order to expand its tax revenues. Currently, there is no Third Party Applicant.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324516). **The motion carried unanimously.**

* * * * *

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DONALD A. DeGRAFF, Mayor, Village of South Holland

Re: No Cash Bid Request for the Village of South Holland

The purpose of this letter is to inform you of the Village of South Holland's desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring:

VILLAGE OF SOUTH HOLLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
214	29-21-402-037-0000

16861 Vincennes Avenue, South Holland, Illinois, described by Property Index Number (PIN) 29-21-402-037-0000. The property is delinquent in real estate taxes for two (2) or more years, pursuant to 35 ILCS 200/21-90 and 200/21-260. Please accept our request to obtain this property. The Village plans to re-develop the property in order to expand its tax revenues. Currently, there is no Third Party Applicant.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324517). **The motion carried unanimously.**

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Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

DONALD A. DeGRAFF, Mayor, Village of South Holland

Re: No Cash Bid Request for the Village of South Holland

The purpose of this letter is to inform you of the Village of South Holland's desire to participate in the Cook County no-cash bid program. The Village is interested in acquiring:

VILLAGE OF SOUTH HOLLAND

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
207	29-15-201-014-0000
207	29-15-201-015-0000

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15765 South Park Avenue, South Holland, described by Property Index Numbers (PINs) 29-15-201-014-0000 and 29-15-201-015-0000 (Volume 207). The property is delinquent in real estate taxes for two (2) or more years, pursuant to 35 ILCS 200/21-90 and 200/21-260. Please accept our request to obtain this property. The Village plans to redevelop the property in order to expand its tax revenues. Currently, there is no Third Party Applicant.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324518). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

KENNETH A. PETERSON, JR., Village President, Village of Steger

Re: No Cash Bid Request for the Village of Steger

The Village of Steger is interested in receiving a No Cash Bid for four (4) parcels of vacant property located at 3300 Lewis Avenue in Steger, Illinois. The Property Index Numbers (PINs) for these parcels are:

VILLAGE OF STEGER

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
021	32-33-412-020-0000
021	32-33-412-021-0000
021	32-33-412-022-0000
021	32-33-412-023-0000

This is the second request from the Village of Steger for these Lewis Avenue parcels. The Village of Steger will file for tax exempt status because it will be using the Lewis Avenue property as additional parking and possible future Fire Department personnel training facility. No third party is involved in this action. The Village expects to begin using the Lewis Avenue property immediately for Fire Department parking and later as the site of a burn tower training center for area firefighters.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324519). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

CHESTER STRZELCYK, Village Administrator, Village of Summit

Re: No Cash Bid Request for the Village of Summit

The Village of Summit hereby submits its No Cash Bid Request Package to acquire the following parcel of property located at 5818 South Archer Road, Summit, Illinois 60501:

VILLAGE OF SUMMIT

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
080	18-13-100-014-0000

This Request Package contains one (1) Property Index Number (PIN). The property contains an office building that is 90% vacant. There is one (1) current tenant, Nicks Xpress Corporation, which operates a trucking firm from the building. The Village will file for tax exempt status once the property has been acquired. The property will remain tax exempt because the Village will demolish the structure and use the property as a public parking lot to service its Village board room and Police Department located on the adjacent property, 5810 South Archer Road. The development will provide much need public parking to that facility. There has been no request by a third-party for the Village to acquire the property or to convey the certificate of purchase or the perfected tax deed(s) to said third-party purchaser.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324520). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

FRANK M. ZUCCARELLI, Supervisor, Thornton Township

Re: No Cash Bid Request for Thornton Township

Enclosed please find the Application Package for Thornton Township to receive a No Cash Bid for 14313 South Halsted Street, Riverdale, Illinois. This request package contains five (5) Property Index Numbers (PINs). The PINs are as follow:

THORNTON TOWNSHIP

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
196	29-05-405-007-0000
196	29-05-405-008-0000
196	29-05-405-009-0000

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196 29-05-405-010-0000
196 29-05-405-011-0000

The property is currently abandoned. There is a one-story brick commercial and industrial building with parking area and vacant land. We plan to redevelop the property and install a parking area for the Thornton Township Senior/Youth Family Services Center so that the elderly and other residents of Thornton Township will have better and needed access to the Center. Thornton Township will file for tax exempt status, as it will maintain the use of the property for the use of the Township.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324521). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 24, 2013 from

DEBORAH SIMS, Chairman, Finance Tax Delinquency Subcommittee

Submitting a request from

ALAN NOWACZYK, Mayor, Village of Willow Springs

Re: No Cash Bid Request for the Village of Willow Springs

This letter is to express the Village of Willow Springs's interest in receiving a No Cash Bid for parcels located in Willow Springs. The Property Index Numbers (PINs) of the parcels requested are:

VILLAGE OF WILLOW SPRINGS

<u>VOLUME</u>	<u>PROPERTY INDEX NUMBER</u>
084	18-32-403-016-0000
084	18-34-105-001-0000
151	23-05-201-108-0000
151	23-05-201-159-0000

This Request Package contains four (4) Property Index Numbers (PINs) (the "Subject Property"). The PINs requested are currently vacant parcels in the Village of Willow Springs. It is the intent of the Village of Willow Springs, as part of its overall economic development strategy, to acquire the Subject Property and return it to a beneficial use for the citizens of the Village in order to facilitate redevelopment in the area surrounding the Subject Property. The Village intends to continue to use PIN 18-32-403-016-0000 as a retention pond for stormwater management purposes. PIN 18-34-105-001-0000 is currently a road which the Village uses to access a park and it will continue to be used for purposes related to the park. PINs 23-05-201-108-0000 and 23-05-201-159-0000 are vacant land and will be used by the Village for future economic development. In accordance with the requirements of the Cook County No Cash Bid Program, the Village of Willow Springs hereby certifies that it does not have an identified third party requestor associated with the filing of this application and will accordingly take the necessary steps to have the Subject Property declared tax exempt for municipal use and will submit to the Cook County Board of Review a Real Estate Exemption Complaint for tax exempt status.

Commissioner Sims, seconded by Commissioner Steele, moved that the communication be referred to the Finance Subcommittee on Tax Delinquency. (Comm. No. 324522). **The motion carried unanimously.**

PROPOSED ORDINANCE AMENDMENT

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

**AN AMENDMENT TO THE COOK COUNTY USE TAX
ON NON-RETAILER TRANSFERS OF MOTOR VEHICLES**

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 74 Taxation, Article XVII Cook County Use Tax on Non-Retailer Transfers of Motor Vehicles, Section 74-599 of the Cook County Code is hereby amended as follows:

Sec. 74-599. Exemptions.

Notwithstanding any other provision of this article, the tax imposed by this article shall not apply to:

(a) A motor vehicle that is purchased and used by a governmental agency or a society, association, foundation or institution organized and operated exclusively for charitable, religious or educational purposes;

(b) The use of a motor vehicle that is exempt under the applicable provisions of Section 3-55(b), (c), (d), (e) or (f) of the Illinois Use Tax Act;

(c) Implements of husbandry;

(d) A motor vehicle for which a junking certificate has been issued pursuant to Section 3-117.1(a) of the Illinois Vehicle Code;

(e) A motor vehicle that is subject to the replacement vehicle tax imposed by either Section 3-2001 of the Illinois Vehicle Code;

(f) A motor vehicle that is transferred as a gift to a beneficiary in the administration of an estate and the beneficiary is a surviving spouse.

(g) A motor vehicle that is purchased by an individual who certifies that his or her annual income is \$20,000 or less.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Suffredin, seconded by Commissioner Reyes, moved that the Proposed Ordinance Amendment be referred to the Committee on Finance. (Comm. No. 324535). **The motion carried unanimously.**

PROPOSED ORDINANCE

Submitting a Proposed Ordinance sponsored by

PETER SILVESTERI and LARRY SUFFREDIN, County Commissioners

PROPOSED ORDINANCE

**AN ORDINANCE ESTABLISHING GUIDELINES
FOR SPECIAL STATE'S ATTORNEYS AND OTHER CONTRACT ATTORNEYS**

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article IV Officers and Employees, Division 9 State's Attorney, Subdivision 2 Cook County Guidelines for Special State's Attorneys or Other Contract Attorneys, Section 2-331 through 2-337 of the Cook County Code, is hereby enacted as follows:

Subdivision 2. Cook County Guidelines for Special State's Attorneys and Other Contract Attorneys.

Sec. 2-331.

1. *Short Title.* This subdivision shall be known and may be cited as the Cook County Guidelines for Special State's Attorneys and Other Contract Attorneys.

2. *Purpose.* In the event that the Cook County State's Attorney is sick, absent, unable to attend to a case or has an interest in a case, a Special State's Attorney can be appointed by a court of competent jurisdiction pursuant to 55 ILCS 5/3-9008. The appointment of any Special State's Attorney is considered temporary and limited in scope to the instant matter before the appointing court. In limited circumstances, an attorney may also be retained to represent an elected official of Cook County or a County Office on a limited contractual basis.

3. *Definitions.* The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Appointed Attorney is an attorney who has been appointed by a court of competent jurisdiction or appointed by the Cook County State's Attorney, pursuant to 55 ILCS 5/3-9008 and who has fully complied with the Notice Provision contained in Section 2-332 of this ordinance.

Contract Attorney is an attorney who has not been appointed a Special State's Attorney, but has provided legal services in a non-litigation setting to any elected official of Cook County or Cook County Office pursuant to a valid procurement process under Section 34-135.

Litigation Subcommittee or "*subcommittee*" means the Finance Subcommittee on Litigation of the Cook County Board of Commissioners.

Chair of the Litigation Subcommittee or "*Chair*" means the chairperson of the Finance Subcommittee on Litigation of the Cook County Board of Commissioners.

Case Summary means the report prepared by the Appointed or Contract Attorney and submitted to the Litigation Subcommittee that updates the Litigation Subcommittee on the progress and status of the Appointed Attorney or Contract Attorneys.

Case Management means the regular documentation of the Appointed or Contract Attorneys' work on an individual case, including but not limited to a Case Budget, Case Summary, modifications and Quarterly Status Reports.

Case Budget means the Appointed or Contract Attorneys' estimate of legal fees and expenses through the time of judgment or other completion including costs associated with the use of third-party vendors.

Modification of Approved Case Summary means the required report made within five (5) business days to the Litigation Subcommittee of any major deviations to the budget that would significantly expand the planned activities set forth in the Case Summary.

Quarterly Status Reports means the written reports that update the status of the case, made in writing and submitted to the Chair of the Subcommittee on Litigation at least four times annually.

(d) *Applicability.* This Ordinance shall apply to all Attorneys:

- (1) appointed as Cook County Special State's Attorneys by a court of competent jurisdiction, pursuant to 55 ILCS 5/3-9008,
- (2) who have been appointed Special State's Attorney by the Cook County State's Attorney; or
- (3) who provide representation to any elected official of Cook County or County Office in a non-litigation setting.

(e) All attorneys who represent a Cook County party in multiple matters as an Appointed Attorney, Contract Attorneys or both must comply fully with the terms of this ordinance for each separate matter of representation.

Sec. 2-332. Notice.

1. *Appointed Attorneys.* Within forty-eight (48) hours of appointment, all Appointed Attorneys shall provide written notice to the Chair and the Chief of the Civil Actions Bureau of the Cook County State's Attorney's Office of their appointment by the Court or the State's Attorney. The Chief of the Civil Actions Bureau shall send a copy of this ordinance to each Appointed Attorney and advise them of the County's request that they comply with the Cook County Guidelines for Special State's Attorneys or other Contract Attorney.

Unappointed Attorneys. Any Attorney who has not been appointed by a court of competent jurisdiction or the State's Attorney, including Contract Attorneys, who files an appearance on behalf of a Cook County party must notify the Chair and the Chief of the Civil Actions Bureau of the Cook County State's Attorney's Office within forty-eight (48) hours of filing their appearance. The attorney must include an explanation of why they have filed an appearance in their notice. If an elected official of Cook County or County Office retains a Contract Attorney they shall provide a copy of this ordinance to the Contract Attorney within forty-eight (48) hours of retention.

Sec. 2-333. Case Management.

1. *Case Management.* Each Appointed Attorney or Contract Attorney who has filed an appearance on behalf of Cook County:

1. Shall submit a Case Budget and a Case Summary to the County Board through its Litigation Subcommittee within 30 days of the Special State's Attorney's Appointment or as soon thereafter as the Subcommittee meets. This information and other communications between the Appointed Attorney or Contract Attorney and the Board or Subcommittee shall constitute privileged and confidential attorney-client communications;
2. Shall not commence work on a matter before the subcommittee approves the budget, unless it is necessary to immediately commence their representation to adequately protect the legal interests of their client and that representation shall be limited only to matters that must be addressed in the interim before the next meeting of the Committee;
3. Shall report to the Chair, any extraordinary expenses that exceed the rate schedule set forth in Section 2-334, within five (5) business days of expenditure;
4. Shall include in the Case Summary the major activities anticipated for the successful defense or prosecution of the case. The Case Summary shall also include estimates of potential liability, whether the case is appropriate for settlement, and the assessment of the probable outcome of litigation; and
5. Shall report any modifications or deviations to the initial Case Summary in quarterly reports to the Chair.

2. *Review and Approval of Case Summary and Budget.* The Subcommittee shall review and approve the Case Summary and Budget. The Appointed Attorney or Contract Attorney is not prohibited from initiating legal activities reasonably necessary to adequately protect the legal interests of their client prior to the Committee's approval of the Case Summary and Budget. Special State's Attorneys appointed in criminal matters shall not be required to submit a Case Summary to the Litigation Subcommittee.

3. *Expansion of Litigation.* Should the court determine that an expansion of the representation is necessary, the Appointed Attorney or Contract Attorney shall inform the Chair who may provide the court with information on the financial impact of that expansion on the County, pursuant to 55 ILCS 5/3-9008.

4. *Case Budget.* The budget shall include an estimate of legal fees and expenses through the time of judgment or other completion and shall allocate the fees and expenses associated with each phase.

5. *Rejection of Attorneys who have Filed an Appearance on Behalf of Cook County without Being Appointed as a Special State's Attorney by a Court or being appointed by the State's Attorney.* At any time, the Litigation Subcommittee may reject the representation of any attorney who has not been appointed as a Special State's Attorney or hired as a Contract Attorney. Upon rejection, the Litigation Subcommittee may ask the State's Attorney to provide representation or petition the respective court to appoint an appropriate attorney.

Sec. 2-334. Fees, Expenses, Rates and Fee Petitions.

1. *Fees and Expenses.* Both Appointed Attorneys and Contract Attorneys shall be paid reasonable fees and costs based on the type and nature of the case. Such fees and costs shall conform to the fees and costs authorized under this section. The Appointed Attorney and Contract Attorney must pay for all expenses in advance unless otherwise expressly directed by the court or agreed to in writing by the Litigation Subcommittee. Reimbursement of expenses shall be requested as part of both the Appointed Attorney's fee petitions as well as the Contract Attorney's fee petitions. Expenses shall be reimbursed as follows:

- a. Photocopying. Reasonable photocopying at actual cost, not to exceed 10 cents per page.
- b. Messenger Service. The use of messengers when there is a genuine need for expedited delivery-at actual charges of a third-party vendor or, when an in-house firm messenger is used, at actual cost.
- c. Computerized Research. Actual costs of reasonably necessary computerized research services.
- d. Experts. The reasonable fees of qualified consulting and testifying experts retained to provide opinions necessary to the defense or prosecution of the litigation.
- e. Travel. Air travel expenses must not exceed the highest fare coach rate for the flight. Mileage expenses shall be at the Internal Revenue Service deductible rates. Hotels, car rental companies and airlines offering moderate prices and discounted corporate rates shall be used. Both Appointed and Contract Attorneys shall reduce the hourly rate charged by 50 percent while an attorney or paraprofessional is traveling, unless legal work in being performed and is documented.

2. *General Business Costs.* Law firm overhead expenses including, but not limited to, rent, electricity, supplies, secretarial and support services, computer system expenses, overtime expenses, local telephone service and other similar expenses, shall be considered part of the Appointed and Contract Attorneys' hourly rate.

1. *Miscellaneous Costs.* Both Appointed and Contract Attorneys shall not seek reimbursement of fees for:

1. preparing a fee petition;
2. conducting a conflicts check;
3. entertainment expenses;
4. excessive staffing;
5. work resulting from Appointed or Contract Attorney error;
6. preparing a fee petition.

Appointed and Contract Attorneys' appearances and depositions shall, under most circumstances be based on the work of a single attorney.

a. *Fee Petitions.* Unless otherwise expressly directed by the court, Appointed Attorneys and Contract Attorneys shall submit fee petitions quarterly. If the accumulated charges for a quarter are less than \$500.00, the charges shall be included in the next quarterly fee petition. Appointed and Contract Attorneys shall submit all fee petitions to the Chair in a time appropriate for referral to and review by the Subcommittee prior to filing the fee petition with the court. The time spent performing the chargeable

services shall be recorded on a daily basis to the nearest 1/10th of an hour and shall be broken down in detail, describing the work performed by each individual during that time period. The fee petition shall contain the amount charged for each attorney and paraprofessional, including the time, the hourly rate and summary total for each. The fee petition shall itemize expenses according to categories including the following: photocopying, messenger service, computerized research, experts and travel.

b. *Rate Structure.* Unless otherwise expressly directed by the court or the Subcommittee, Appointed Attorneys and Contract Attorneys shall bill for their services on an hourly basis and in accordance with the Fee Schedule set forth below, as approved and amended from time to time by the Board. The Fee Schedule shall establish the maximum hourly charges payable for the type of service provided. Appointed Attorneys and Contract Attorneys may propose alternative fee structures such as blended, flat or contingent rate upon approval of the subcommittee.

Fee schedule:

Partner Hourly Rate	\$170.00 - 185.00
Associate Hourly Rate	\$140.00 - 155.00
Paralegal/Law Clerk Hourly Rate	\$65.00

Sec. 2-335. *Litigation Resolution.*

1. *Alternative Dispute Resolution.* If an Appointed Attorney believes that alternative dispute resolution is appropriate to resolve a matter, that Appointed Attorney shall bring a proposal recommending such action to the Litigation Subcommittee for its consideration and approval.

2. *Settlement.* Appointed Attorneys shall communicate all settlement proposals to the Subcommittee in a timely manner. Appointed Attorneys shall provide a written settlement analysis and recommendation to the Litigation Subcommittee and shall be prepared to present that recommendation at a meeting of the Subcommittee.

3. *Permission to Try.* Appointed Attorneys shall obtain the approval of the Litigation Subcommittee prior to taking a matter to trial. When an Appointed Attorney recommends that a civil matter proceed to trial, that attorney shall provide a revised Case Summary and recommendation to the Litigation Subcommittee. That attorney shall be prepared to present that recommendation at a meeting of the Subcommittee.

4. *Appeals.* Appointed Attorneys must notify the Chair of any final and appealable ruling in civil matters within seventy-two (72) hours of the ruling. If an appeal may result in the imposition of accrued interest upon the County, the Appointed Attorney must obtain authorization from the Litigation Subcommittee before pursuing the appeal. However, Appointed Attorneys shall take all steps necessary to protect the interests and preserve the appeal rights of the parties they represent pending a decision to appeal, including the filing of appropriate post-trial motions or a notice of appeal when necessary. The decision to appeal must be approved by the Subcommittee on Litigation.

Sec. 2-336 *Conflicts of interest.*

1. *Modification of Guidelines.* There may be circumstances in which the Cook County Guidelines for Appointment of Special State's Attorneys and Other Contract Attorneys requires modification. The Litigation Subcommittee shall examine these situations on a case-by-case basis and shall modify the Cook County Guidelines for Special State's Attorneys and Other Contract Attorneys

accordingly for the course of that representation. In unusual circumstances in which a Appointed Attorney or a Contract Attorney believes that strict compliance with the Cook County Guidelines for Special State's Attorneys and Other Contract Attorneys would interfere with the exercise of their professional judgment or otherwise violate their professional responsibilities, they shall promptly seek appropriate guidance from the court. Pending the receipt of such guidance, they shall be relieved of the obligation to comply with the Cook County Guidelines for Special State's Attorney and Other Contract Attorneys, but only to the extent necessary to avoid the perceived problems that prompted the request for guidance.

2. *Conflicts Check.* Before accepting a court appointment, when applicable, or before rendering any services, Appointed Attorneys and Contract Attorneys must conduct a conflict of interest review and provide the Litigation Subcommittee with a written list of all actual or potential conflicts of interest and matters that may present the appearance of a conflict.

3. *Timely notification.* Appointed Attorneys and the Contract Attorneys must provide the Chair a written notice of any actual or potential conflicts or the appearance of a conflict within five (5) days of learning of the conflict.

4. *Waiver:* Appointed Attorneys and Contract Attorneys must be free of any conflict of interest unless the conflict is waived by the Litigation Subcommittee and the party represented by the Appointed or Contract Attorney.

Sec. 2-337. Penalties.

a. If an Appointed or Contract Attorney fails to comply with Section 2-331 through 2-336, the Litigation Subcommittee may delay or deny the payment of any accrued or future fees and costs for the matter of representation.

b. An attorney who files an appearance without being appointed as a Special State's Attorney by a court or the State's Attorney shall not be paid until they are duly appointed by a court or the State's Attorney. The Litigation Subcommittee may refuse to deny the payment of any accrued fees prior to the appointment.

c. Contract Attorneys who fail to comply with the guidelines may be removed from their representation and may be denied the payment of any accrued fees and costs for the matter of representation.

Effective Date. This Ordinance takes effect immediately after becoming law.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the Proposed Ordinance be referred to the Finance Subcommittee on Litigation. (Comm. No. 324536). **The motion carried unanimously.**

CONSENT CALENDAR RESOLUTIONS

Pursuant to Cook County Code Section 2-107(gg) Consent Calendar, the Secretary to the Board of Commissioners hereby transmits Resolutions for your consideration. The Consent Calendar Resolutions shall be published in the Post Board Action Agenda and Journal of Proceedings as prepared by the Clerk of the Board.

There are 17 Consent Calendar Items for July 31, 2013 Board Meeting.

**13-R-329
RESOLUTION**

Sponsored by

**THE HONORABLE JOHN P. DALEY, PRESIDENT TONI PRECKWINKLE, JERRY BUTLER,
EARLEAN COLLINS, JOHN A. FRITCHEY, BRIDGET GAINER,
JESUS G. GARCIA, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
STANLEY MOORE, JOAN PATRICIA MURPHY, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE,
LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

WHEREAS, Father Andrew M. Greeley was the beloved son of the late Andrew and Grace; and

WHEREAS, Father Andrew M. Greeley was the dear brother of Mary Jule (the late Jack) Durkin and the late Grace Ann Greeley; and

WHEREAS, Father Andrew M. Greeley was the loving uncle of Laura (Brian Friedler) Durkin, Julie (Wayne) Montague, Eileen (John Goebelbecker) Durkin, Sean (Molly) Durkin, Daniel (Theresa) Durkin, Anne Durkin and Elizabeth (Patrick Murphy) Durkin and the fond grand-uncle of 18; and

WHEREAS, Father Andrew M. Greeley was an internationally known best-selling author, having written over 50 novels and more than 100 non-fiction books that have been enjoyed in 12 languages around the globe; and

WHEREAS, Father Andrew M. Greeley was an accomplished researcher at the prestigious National Opinion Research Center of the University of Chicago; and

WHEREAS, Father Andrew M. Greeley was known for his outspoken nature, his willingness to challenge the hierarchy of the Catholic Church, and his advocacy of ideas that were often in conflict traditional views; and

WHEREAS, Father Andrew M. Greeley was a Professor of Sociology at the University of Arizona; and

WHEREAS, Father Andrew M. Greeley was a great philanthropist, often donating the proceeds from his successful publications to various charitable causes he believed in; and

WHEREAS, Father Andrew M. Greeley once donated nearly half a million dollars to a scholarship endowment for the schools of the Chicago Archdiocese; and

WHEREAS, Father Andrew M. Greeley was profoundly influenced by his upbringing in Chicago's Austin neighborhood, having attended St. Angela School and later preparing for the priesthood at Quigley Preparatory Seminary; and

WHEREAS, Father Andrew M. Greeley continued his religious education at St. Mary of the Lake in Mundelein, and received his doctorate from the University of Chicago after being ordained as a priest in 1954.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Father Andrew M. Greeley and joins them in sorrow at the loss of this remarkable and accomplished Catholic leader; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body and a suitable copy of same be tendered to the family of Father Andrew M. Greeley, that his memory may be so honored, and his life's work continue to serve as a source of inspiration and education for generations to come.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**13-R-330
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, JERRY BUTLER,
EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER,
JESUS G. GARCIA, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
STANLEY MOORE, JOAN PATRICIA MURPHY, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI
COUNTY COMMISSIONERS**

**HONORING THE 2013 STANLEY CUP CHAMPION
CHICAGO BLACKHAWKS FOR THEIR FIFTH CHAMPIONSHIP
IN FRANCHISE HISTORY AND SECOND IN FOUR SEASONS**

WHEREAS, Cook County is the capital of the hockey world for the second time in four (4) seasons as the Chicago Blackhawks are, once again Stanley Cup Champions; and

WHEREAS, all of Chicago, Cook County, Illinois and Blackhawks fans around the world are joining in the celebration the 2013 Stanley Cup Champions; and

WHEREAS, the Blackhawks, one of the National Hockey League's "Original Six" teams, were able to add the team's fifth Stanley Cup to the Blackhawks trophy case after wins in 1934, 1938, 1961, 2010 and 2013; and

WHEREAS, although they faced a challenge in a shortened season, the high energy, speed and focus of the Stanley Cup Champions more than compensated and at times over the course of their season, they could even make the game look easy; and

WHEREAS, led by Coach Joel Quenneville each player dug deep to give his best performance, as they approached the limits of their capabilities; and

WHEREAS, working together as a team, the Blackhawks set an all-time National Hockey League record with a 23 game unbeaten streak in regulation to start this season; and

WHEREAS, in the Stanley Cup Western Conference Playoffs, the Blackhawks embodied ferocity and a "never say die" attitude through three (3) tough and challenging best-of-seven playoff series; defeating the Minnesota Wild four (4) games to one (1); coming back from a three (3) games to one (1) deficit to stick it to the hated Detroit Red Wings in seven (7) games; and taking only five (5) games to retire the defending Stanley Cup Champion Los Angeles Kings; and

WHEREAS, the talent and toughness of the Stanley Cup Champions was brought to bear in an "instant classic" six (6) game Stanley Cup Final against the Boston Bruins, the first time two (2) "Original Six" teams would meet in the Finals since 1979; and

WHEREAS, in Game One, the Bruins early 2-0 lead would not hold as the Blackhawks kept coming. Brandon Saad grabbed one (1) goal back in the 2nd Period, and two (2) dramatic goals from Dave Bolland and Johnny Oduya erased the 3-1 Boston lead, sending both teams into overtime. After a grueling two (2) overtime periods, Andrew Shaw would score the game winning goal 12 minutes into the third overtime period making Game One the fifth longest Stanley Cup Finals game in history; and

WHEREAS, in Game Two, it was the Blackhawks who would jump out front first on Patrick Sharp's first period goal; Boston would answer and the teams would go to yet another overtime which ended in a closely fought 2-1 Bruins win; and

WHEREAS, while Boston kept momentum on their side with a Game Three shutout, it was not unusual for the Blackhawks to fight their way out of a corner and back into a series. Game Four was a high powered affair, with the Blackhawks prevailing 6-5 in another overtime win. Michal Handzus opened the scoring in the first period, followed by second period goals from Jonathan Toews, Patrick Kane and Marcus Kruger. Patrick Sharp would get a power play goal in the third. After Boston tied the game in regulation, Bryan Bickell would save the day in overtime, sending the series back to Chicago; and

WHEREAS, in Game Five, the Blackhawks led by Patrick Kane's two (2) goals would jump out in front early and dominate the contest from beginning to end. Dave Bolland would put the cherry on the sundae

with a late goal to give the Blackhawks a 3-1 win and command of the series heading back to Boston; and

WHEREAS, as they did in 2010, the Blackhawks would get the opportunity to win the Stanley Cup on their opponents' home ice. The Bruins, however, would not go down without a fight. Jonathan Toews answered the Bruins early goal in the first period, and the two (2) teams would trade what seemed like endless scoring chances for the rest of the game. With the Bruins leading 2-1, and the only one (1) minute and 15 seconds remaining, it looked as though the Finals would head back to Chicago for Game Seven. But the Blackhawks would not be denied as Bryan Bickell would score a game-tying goal seemingly sending another game to overtime. Instead, the "fastest" 17 seconds in Chicago sports history saw Dave Bolland wrist the game winning goal past the Bruins goalie securing Chicago's fifth Stanley Cup Championship; and

WHEREAS, as the Bruins and their fans stood silent in stunned confusion, a length-of-the-ice celebration ensued as the return of Lord Stanley's Cup would echo all the way back to the streets of Chicago; and

WHEREAS, the Cook County Board of Commissioners salutes Patrick Kane, winner of the Conn Smythe as the Stanley Cup Finals Most Valuable Player; and

WHEREAS, Blackhawks goalie, Corey Crawford had a phenomenal post-season, especially for having limited experience in an National Hockey League (NHL) playoff series; and

WHEREAS, all the members of the 2013 roster deserve recognition for their talents throughout the season and the playoffs including Brandon Bollig, Sheldon Brookbank, Daniel Carcillo, Ray Emery, Michael Frolik, Marian Hossa, Niklas Hjalmarsson, Carter Hutton, Duncan Keith, Shawn Lalonde, Drew LeBlanc, Nick Leddy, Jamaal Mayers, Jeremy Morin, Brandon Pirri, Michal Rozsival, Brent Seabrook, Ben Smith, Viktor Stalberg and Ryan Stanton; and

WHEREAS, we salute the Blackhawks' Chairman Rocky Wirtz, team President and Chief Executive Officer (CEO) John McDonough, Vice President/General Manager Stan Bowman, Executive Vice President Jay Blunk and the entire Blackhawks organization for their efforts to build a Stanley Cup Champion in Chicago; and

WHEREAS, these games and these plays will live on in the memories of fans for years to come, as will the sound of "Chelsea Dagger" when the lamp is lit; and

WHEREAS, the Cook County Board of Commissioners was proud once again to have the victory parade route pass through the campus of downtown County Buildings allowing Cook County to join the celebration.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Members of the Cook County Board of Commissioners do hereby congratulate the Chicago Blackhawks on their 2013 Stanley Cup Championship, express our pride and joy upon this auspicious occasion and look forward to the a repeat of this year's championship in 2014 which will bring Chicago its sixth Stanley's Cup!

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-331
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, JERRY BUTLER,
EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER,
JESUS G. GARCIA, ELIZABETH “LIZ” DOODY GORMAN, GREGG GOSLIN,
STANLEY MOORE, EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI,
DEBORAH SIMS, ROBERT B. STEELE, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI
COUNTY COMMISSIONERS**

WHEREAS, Cook County Commissioner Joan Patricia Murphy of the 6th District has been named the “2013 Woman of the Year” by the Women of NACo (WON) Leadership Network; Commissioner Murphy was presented with this Award on July 22, 2013 during NACo’s 78th Annual Conference; and

WHEREAS, Commissioner Murphy’s involvement in government and politics dates back almost 50 years; over these years Commissioner Murphy has become known as effective, accessible, ingenious^[PC1], hardworking, purposeful and dedicated to the greater good; and

WHEREAS, because of these personal traits, Commissioner Murphy is highly respected as a community leader and as a colleague; and

WHEREAS, early in her career, Commissioner Murphy repeatedly broke the gender barrier in government and politics--the first woman to serve as Clerk of the Village of Crestwood, Illinois in 1965, the first woman elected as Clerk of Worth Township in 1977 and as the first woman elected Supervisor of Worth Township in 1989; and

WHEREAS, having served with distinction, since 2002, as Cook County Commissioner for the 6th District, Commissioner Murphy continues to strongly advocate for the following: the healthcare needs of Southland residents, Southland job and business retention and development, increased transportation funding for Cook County, animal cruelty prevention, environmental protection and government transparency and accountability; and

WHEREAS, Commissioner Murphy has generously shared her expertise with many community and political organizations; she served on the Board of Directors for the March of Dimes from 1971-2002, and was an elected delegate to several Democratic National Conventions; and

WHEREAS, Commissioner Murphy has generously given of her time and energy in mentoring countless women, and has served as an example of integrity in public office.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Board of Commissioners of Cook County join in offering their sincere congratulations to Cook County Commissioner Joan Patricia Murphy on the occasion of Women of NACo (WON) Leadership Network's "2013 Woman of the Year Award" being bestowed upon her; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be tendered to Cook County Commissioner Joan Patricia Murphy to signify the President's and Commissioners' appreciation for her dedicated work on behalf of the residents of Cook County.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-332
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE
PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS**

**A RESOLUTION CONGRATULATING JEAN M. WENGER ON HER
ELECTION TO THE OFFICE OF VICE-PRESIDENT/PRESIDENT-ELECT OF THE
AMERICAN ASSOCIATION OF LAW LIBRARIES**

WHEREAS, the American Association of Law Libraries (AALL) announced that Jean M. Wenger, Government Documents/Foreign and International Law Librarian, Cook County Law Library, was elected Vice-President/President-Elect of the national professional organization; and

WHEREAS, Ms. Wenger served as Vice-President of AALL from July 2011 through July 2012, and as President from July 2012 through July 2013; and

WHEREAS, Ms. Wenger has been a member of AALL since 1987, serving on the Association's Executive Board, chairing various committees and sections, for the past ten (10) years, she has also been a member of the Chicago Association of Law Libraries (CALL) since 1988 where she served as President of CALL in 2004 through 2005; and

WHEREAS, Ms. Wenger has worked for the Cook County Law Library for 25 years and has received numerous awards, including the AALL Presidential Certificate of Appreciation in 2010; the Cook County Superior Public Service Award in 2000; and election to *Beta Phi Mu*, the International Library and Information Science Honor Society, in 1994; and

WHEREAS, Ms. Wenger received her B.A. *egregia cum laude* in Public Administration from St. Mary's College in Winona, Minnesota, her Juris Doctor from the University of Illinois at Urbana/Champaign and her Masters Degree in Library and Information Science from Rosary College in River Forest, Illinois; and

WHEREAS, the American Association of Law Libraries was founded in 1906 to promote and enhance the value of law libraries to the legal and public communities, to foster the profession of law librarianship, and to provide leadership in the field of legal information; and

WHEREAS, today, with over 5,000 members, AALL represents law librarians and related professionals who are affiliated with a wide range of institutions: law firms; law schools; corporate legal departments; courts; and local, state and federal government agencies; and

WHEREAS, AALL promotes the value of public law libraries at the local, state and federal levels including the need for adequate resources to ensure access to justice.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer Jean M. Wenger congratulations on her election as Vice-President/President-Elect of the American Association of Law Libraries; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body and an official copy of same be tendered to Jean M. Wenger.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-333
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT,
JOHN P. DALEY, JOHN A. FRITCHEY AND ROBERT B. STEELE**

COUNTY COMMISSIONERS

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, EARLEAN COLLINS, BRIDGET GAINER,
JESUS G. GARCIA, ELIZABETH “LIZ” DOODY GORMAN, GREGG GOSLIN,
STANLEY MOORE, JOAN PATRICIA MURPHY, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

**CONGRATULATING EVELYN WILLIAMS ON BEING SELECTED
AS BOYS AND GIRLS CLUBS OF CHICAGO’S 2013 YOUTH OF THE YEAR**

WHEREAS, Evelyn Williams joined the Daniel A. Cotter Boys & Girls Club at age five, and now eighteen years old, she is one of the longest registered members that the Boys & Girls Clubs of Chicago (BGCC) currently serves; and

WHEREAS, at the Club, she is an active junior staff member where she assists with activities, tutoring and being a positive role model to younger members, while simultaneously being part of the teen leadership Keystone Club in which she helps plan and execute community service activities; and

WHEREAS, academically successful, Evelyn is ranked second in her graduating class at Garfield Park’s Al Raby High School and has secured a full scholarship to Central State University in Wilberforce, Ohio; and

WHEREAS, on March 12, Evelyn was selected Boys & Girls Clubs of Chicago’s 2013 Youth of the Year in front of 950 guests in Navy Pier’s Grand Ballroom, where she was among nine (9) Chicago teen finalists in the annual leadership and service competition that is held throughout Boys & Girls Clubs nationwide; and

WHEREAS, the Boys & Girls Clubs of America Youth of the Year is an annual nationwide competition highlighting the achievements of young people who, with the support of the staff, volunteers and programs at their local clubs, have become role models and leaders in their communities; and

WHEREAS, Boys & Girls Clubs’ competitions start at the Club level and continue through the City, State, Regional and National levels, with each level of competition requiring rigorous preparation and hard work, including completing extensive application materials, writing essays and delivering public speeches; and

WHEREAS, as the winner of the 2013 BGCC Youth of the Year award, Miss Williams earned the opportunity to compete for the Boys & Girls Clubs of America’s national Youth of the Year recognition, that organization’s highest honor that a club member can achieve for overcoming obstacles and demonstrating exceptional character and accomplishments.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby recognize and congratulate Evelyn Williams on her many achievements and on being named the 2013 Boys & Girls Club of Chicago’s Youth of the Year, and wishes her the best as she starts college in the fall; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to Evelyn Williams.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-334
RESOLUTION**

Sponsored by

THE HONORABLE JOHN P. DALEY, COUNTY COMMISSIONER

WHEREAS, Almighty God in His infinite wisdom has called Anna Falco from our midst; and

WHEREAS, Anna Falco (nee Baldi) was the beloved wife of the late Michael C. Falco; and

WHEREAS, Anna Falco was the loving mother of Frank (Lynn) and Salvatore (Beth Anne) Falco; and

WHEREAS, Anna Falco was the fond grandmother of Michael, Anthony, Alexandria, Anina and Salvatore; and

WHEREAS, Anna Falco was the dear sister of Michael (Maria) Baldi, Mary (Paul) Gigliotta and Rose (Carl) Marino; and

WHEREAS, Anna Falco was a member of Old Neighborhood Italian American Club (ONIAM) Women's Auxiliary and Santa Lucia Club; and

WHEREAS, all who knew her will attest that Anna Falco was a kind and compassionate woman, virtuous of character and gentle in spirit, admired and respected by her many friends and neighbors and dearly loved by her family.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Anna Falco and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Anna Falco, that her memory may be so honored and ever cherished.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-335
RESOLUTION**

Sponsored by

THE HONORABLE JOHN P. DALEY, COUNTY COMMISSIONER

WHEREAS, Almighty God in His infinite wisdom has called Jerome Francis Ready from our midst; and

WHEREAS, Jerome Francis Ready was known affectionately as "Bubba" to his family and many dear friends; and

WHEREAS, Jerome Francis Ready was the beloved son of the late Jack and Rosemary Ready; and

WHEREAS, Jerome Francis Ready was the loving brother of Mary Jo (Tom) Mack, John (Maureen), Jim (Bobbie), Jane (Frank) Savastano, Nancy Dickerson, Carol (Paul) Rezmer, Paul (Jill), Pat (Tom) Cronin, the late Bob (Cindy) and the late Richard; and

WHEREAS, Jerome Francis Ready was the cherished uncle of 29, great-uncle of 30, and friend to many; and

WHEREAS, all who knew him will attest that Jerome Francis Ready was a kind and compassionate man, virtuous of character and gentle in spirit, admired and respected by his many friends and neighbors and dearly loved by his family.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Jerome Francis Ready and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Jerome "Bubba" Ready, that his memory may be so honored and ever cherished.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-336
RESOLUTION**

Sponsored by

THE HONORABLE PETER N. SILVESTRI, COUNTY COMMISSIONER

**CONGRATULATING MOOSEHEART CHILD CITY AND SCHOOL
ON ITS 100TH ANNIVERSARY**

WHEREAS, Mooseheart Child City and School (“Mooseheart”) was established July 27, 1913, to assist widows and children of deceased members of the Loyal Order of Moose fraternal organization; and

WHEREAS, Mooseheart started out with eleven students in a farmhouse and a few “ramshackle” buildings near the Fox River, 38 miles west of Chicago; and

WHEREAS, by 1918, Mooseheart had 78 structures and more than 500 students; and

WHEREAS, since its founding, Mooseheart has operated a complete, accredited kindergarten-through-high-school academic program, in addition to art, music, vocational training and interscholastic sports to more than 12,000 children; and

WHEREAS, Mooseheart’s football team was so fierce that local teams refused to play it, prompting the Mooseheart squad to barnstorm the nation and earn its nickname, Ramblers; the team was also known as the Mighty Orphans; and

WHEREAS, athletics remains central to Mooseheart, which today accepts children of all races and nationalities who are living in unstable conditions; and

WHEREAS, Mooseheart is supported completely through private donations—primarily from the Moose fraternal organization; and

WHEREAS, today Mooseheart has a 1,000-acre campus, caring for nearly 250 students, with an average student-teacher ratio of 12:1; and

WHEREAS, Mooseheart has a diverse roster of successful alumni in fields ranging from business to teaching to engineering, including World War II Medal of Honor recipient Edward Silk, who single-handedly took 12 German soldiers prisoner while under direct fire.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County President and Board of Commissioners commemorate the 100th Anniversary of Mooseheart and wish this cherished institution all the best in its upcoming years.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President

Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-337
RESOLUTION**

Sponsored by

**THE HONORABLE ELIZABETH “LIZ” DOODY GORMAN AND JEFFREY R. TOBOLSKI,
COUNTY COMMISSIONERS**

IN HONOR OF PALMER PLACE RESTAURANT & BIERGARTEN’S 30TH ANNIVERSARY

WHEREAS, in 1983, Ruth and Mike Palmer founded Palmer Place Restaurant & Biergarten in the Village of LaGrange and on the sight of the former “The Spot to Eat” Deli which the Palmer Family originally purchased in 1976; and

WHEREAS, after returning from a trip to Germany in 1982, Ruth Palmer was inspired by the German Biergartens which led to the Palmer’s decision to open what is known to be the first Biergarten in the Western Suburbs; and

WHEREAS, the Palmer Family successfully convinced the LaGrange Board of Trustees to grant them a Beer and Wine License when only one existed in the village at the time, in turn, they closed “The Spot to Eat” Deli on December 31, 1982 and prepared for re-opening their business under their new vision of a Restaurant and Biergarten; and

WHEREAS, even though Palmer Place officially opened on Pet Parade Day in 1983 it was seen as a risky business decision as the village was losing a substantial amount of local businesses. As a result, Ruth Palmer and Palmer Place were seen as catalysts in helping to revive downtown LaGrange and helping to make it the thriving business district it is today; and

WHEREAS, sons Phil and Steve Palmer began work in the family business in 1976, and upon the passing of their father Mike in 1990 they would then become partners with their mother Ruth and continue running the family business till this day. Now, the third generation of Palmer have begun work in the family business: Kyle Palmer, Merle Palmer and Robert Palmer; and

WHEREAS, Palmer Place originally started with only eight (8) employees back in 1983, it now employs 126 people making it a vital part of LaGrange’s local economy and a staple in LaGrange’s Downtown Business District; and

WHEREAS, Palmer Place has remained a committed member of the community over the past 30 years where it continuously provides gift certificates for charitable causes, in 2012 alone, that figure totaled more than \$50,000.00 in gift certificates to local charities; and

WHEREAS, the Palmer family believes strongly in service to the community, they have remained very active in the LaGrange Business Association, West Suburban Chamber of Commerce, the Illinois Restaurant Association as well as the LaGrange Economic Development Advisory Commission,

Township of Lyons Mental Health Commission, Lyons Township High School Board and numerous non-profit boards in the local area.

NOW, THEREFORE, BE IT RESOLVED, that Cook County President Toni Preckwinkle, Commissioners Elizabeth “Liz” Doody Gorman and Jeffrey R. Tobolski and the entire Board of Commissioners commend Palmer Place Restaurant & Biergarten on its 30th Anniversary; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable body and that a copy also be tendered to the Palmer Family and the Palmer Place Restaurant & Biergarten as a token of our esteem and best wishes on their 30th Anniversary.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-338
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE,
PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS**

HONORING AND CONGRATULATING S. CAROL DOUGAL UPON HER RETIREMENT

WHEREAS, the enticing lure of retirement is claiming S. Carol Dougal; and

WHEREAS, for the past 30 years, Ms. Dougal has been a leader in the United States in the areas of women’s business development and women’s employment and training; and

WHEREAS, with Hedy Ratner, Ms. Dougal co-founded the Women’s Business Development Center in 1986, and Ms. Dougal has served as co-president of this highly esteemed organization since its inception; and

WHEREAS, the largest and oldest organization of its kind in the United States, the Women’s Development Center has helped over 66,000 women in their entrepreneurial efforts since its founding; and

WHEREAS, Ms. Dougal has brought a profound sense of mission, deep passion and extraordinary talent to bear on her work, most notably to her leadership position at the Women's Business Development Center; and

WHEREAS, Ms. Dougal will remain an dedicated member of the Board of Directors of the Women's Business Development Center.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby express its sincere gratitude to S. Carol Dougal for over 30 years of outstanding leadership and service on behalf of the residents of Cook County; and

BE IT FURTHER RESOLVED, that the Cook County Board of Commissioners does wish S. Carol Dougal good health, happiness and every continued success in her future endeavors.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President

Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-339
RESOLUTION**

Sponsored by

THE HONORABLE JOAN PATRICIA MURPHY AND DEBORAH SIMS

COUNTY COMMISSIONERS

Co-Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, JERRY BUTLER,
EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER,
JESUS G. GARCIA, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
STANLEY MOORE, EDWIN REYES, TIMOTHY O. SCHNEIDER,
PETER N. SILVESTRI, ROBERT B. STEELE, LARRY SUFFREDIN
AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

IN MEMORY OF THE HONORABLE MICHAEL L. JANKO

WHEREAS, Michael L. Janko was the beloved husband of Kimberly, devoted father of Casey and Emma, and loving brother of Philip; and

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

WHEREAS, Michael L. Janko was a lifelong resident of Blue Island and attended District 130 public schools, graduated from Dwight D. Eisenhower High School in 1981 where he played football, and graduated from Moraine Valley Community College; and

WHEREAS, Michael L. Janko was coordinator of Quality Systems Best-Tronics Manufacturing, Inc., had experience as a Senior Field Specialist at Underwriters Laboratories, Inc. and was the former lead technician in Environmental Services at St. Francis Hospital in Blue Island; and

WHEREAS, Michael L. Janko was appointed as alderman of the Fifth Ward for the City of Blue Island in 2007, was elected to the seat in 2009, and re-elected in 2013; he served as Mayor Pro Tem, Chairman of the Municipal Services Committee and as a member of the Judiciary Committee; and

WHEREAS, known for his love of cars and model trains, Michael L. Janko owned a mint-condition, bright red, 1962 Corvette Stingray and was instrumental in founding “Drivin’ the Dixie” in 2002, an annual event where owners of classic cars travel over a portion of Dixie Highway from Blue Island to Momence effectively promoting Blue Island’s restaurants and shops; and

WHEREAS, Michael L. Janko tirelessly served his community as President of the Mother McAuley Father’s Club, past Chairman and Board Member of the Blue Island Historical Society since 1998, past Board Member of Blue Cap School and the Blue Island Lions Club and a member of the Blue Island – Calumet Park Troublemakers Athletic Association; and

WHEREAS, Michael L. Janko was a man of faith, active with church organizations, serving as past President and Board Member of St. Walter School and the St. Walter Parish Athletic Association; he also portrayed Santa Claus for Christmas celebrations; and

WHEREAS, Michael L. Janko served the people of Blue Island with distinction through his unswerving commitment to public service and leaves a legacy of dedication and deep devotion to his faith, his family, his friends and his community.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners offers their deepest condolences and most heartfelt sympathy to the family and many friends of Michael L. Janko, and joins them in sorrow at this time of loss; and may a suitable copy of this Resolution be tendered to the family of Michael L. Janko that his memory may be so honored and ever cherished.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-340
RESOLUTION**

Sponsored by

THE HONORABLE JOHN P. DALEY, COUNTY COMMISSIONER

WHEREAS, Almighty God in His infinite wisdom has called Eleanor E. Hoard from our midst; and

WHEREAS, Eleanor E. Hoard (nee Havlicek) was the beloved wife of the late Leonard Hoard; and

WHEREAS, Eleanor E. Hoard was the dear mother of Keith L. (Dawn) Hoard and Kimberly (Paul) Vilimas; and

WHEREAS, Eleanor E. Hoard was the cherished grandmother of Tara, Eric (Alexis), Matthew, Zachary and Jillian; and

WHEREAS, Eleanor E. Hoard was great-grandmother of Kaylee and Brianna; and

WHEREAS, all who knew her will attest that Eleanor E. Hoard was a kind and compassionate woman, virtuous of character and gentle in spirit, admired and respected by her many friends and neighbors, and dearly loved by her family.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Eleanor E. Hoard, and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Eleanor E. Hoard that her memory may be so honored and ever cherished.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-341
RESOLUTION**

Sponsored by

THE HONORABLE TONI PRECKWINKLE

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

Co-Sponsored by

THE HONORABLE JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY,

**JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA,
ELIZABETH “LIZ” DOODY GORMAN, GREGG GOSLIN, STANLEY MOORE,
JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER,
PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE, LARRY SUFFREDIN
AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

CONGRATULATING DAVID F. VITE ON HIS RETIREMENT

WHEREAS, David F. Vite, a tireless advocate for the retail community, is retiring from the Illinois Retail Merchants Association (IRMA) after 35 years of dedicated service, 28 of which were served as President and CEO; and

WHEREAS, David was hired in 1978 by the late Hugh Muncy as a Field Representative for IRMA where he spent his time travelling across the state expanding IRMA’s membership; and

WHEREAS, David was a rising star at IRMA and was soon promoted to Manager of Member Relations, and then to Vice President of Government Affairs in 1981, directing all legislative and government affairs for the association; and

WHEREAS, Mr. Muncy and the IRMA Board of Directors noticed David F. Vite’s skill for building and maintaining relationships, solving problems and effective advocacy and tapped him to be the next leader of IRMA by promoting him to Executive Vice President in 1983. He was installed as its President and Chief Executive Officer (CEO) in 1985; and

WHEREAS, David F. Vite has served on the Illinois Department of Employment Security Advisory Board for over 20 years and also has a significant role on the Workers’ Compensation Advisory Board. He served on the Board of Directors and Executive Committee of the National Retail Federation, and is a former Chairman of the Council of State Retail Associations and Speaker of the Illinois Third House; and

WHEREAS, David has been a strong advocate for the retail community in Cook County on a number of issues throughout his career and because of that history he helped lead the fight against a sales tax increase and influenced the current Board to roll it back helping to provide relief for Cook County families and businesses; and

WHEREAS, David F. Vite has spent years giving back to his community by serving on the boards of St. Mary’s Catholic School in Woodstock, Memorial Hospital of McHenry County and Centegra Health System; and

WHEREAS, prior to working for IRMA, David was the Executive Director for the Woodstock Chamber of Commerce and the Manager/Construction Superintendent for the Woodstock Racquet Club Development; and

WHEREAS, David received his Bachelor of Science degree from the University of Wisconsin – LaCrosse, he and his wife Jane have two (2) daughters Amanda (Christopher) Burke and Gretchen (Aaron) LeMay and one (1) granddaughter Vivian.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County, on behalf of the 5.2 million residents of Cook County, does hereby offer their congratulations to and appreciation of David F. Vite on the occasion of his retirement; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to David F. Vite in recognition of his retirement.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**13-R-342
RESOLUTION**

Sponsored by

THE HONORABLE TONI PRECKWINKLE.

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

**HONORING HEDY RATNER, CO-FOUNDER AND CO-PRESIDENT
OF THE WOMEN'S BUSINESS DEVELOPMENT CENTER**

WHEREAS, for the past 40 years, Hedy Ratner has been a dedicated advocate and activist for women's issues; and

WHEREAS, with S. Carol Dougal, Ms. Ratner co-founded the Women's Business Development Center in 1986, and Ms. Ratner has served as co-president of this highly esteemed organization since its inception; and

WHEREAS, the largest and oldest organization of its kind in the United States, the Women's Development Center has helped over 66,000 women in their entrepreneurial efforts since its founding; and

WHEREAS, Ms. Ratner has brought an extraordinary sense of mission, dedication and creativity to bear on her work, most notably to her leadership position at the Women's Business Development Center; and

WHEREAS, Ms. Ratner is currently stepping down as co-president of the Women's Business Development Center, but will still be working as an advocate for minority-owned businesses in the corporate, government and non-profit fields; she will also remain a dedicated member of the Board of Directors of the Women's Business Development Center.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby express its sincere gratitude to Hedy Ratner for over 40 years of outstanding leadership and service on behalf of the residents of Cook County; and

BE IT FURTHER RESOLVED, that the Cook County Board of Commissioners does wish Hedy Ratner every continued success in her new position with the Women's Business Development Center.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President

Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**13-R-343
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE,
PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY,
JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA,
ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, STANLEY MOORE,
JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER,
PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE, LARRY SUFFREDIN
AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

CONGRATULATING GERALD J. ROPER ON HIS RETIREMENT

WHEREAS, Gerald J. Roper is retiring from the Chicagoland Chamber of Commerce (the Chamber) after 20 years of serving as the voice of the business community in the six-county Northeastern Illinois region; and

WHEREAS, Mr. Roper joined the Chamber in 1993 and since then has been a tireless leader and an advocate for the small business and entrepreneurial communities in Illinois; and

WHEREAS, prior to joining the chamber, Mr. Roper served as President and Chief Executive Officer (CEO) of the Chicago Convention and Tourism Bureau. In the fourteen (14) years he worked with the Convention and Tourism Bureau he also held the position of head of marketing and sales; and

WHEREAS, Mr. Roper previously served as the Director of Operations of P&S Management Company – one of the largest Holiday Inn Franchise owners – and was General Manager of the Holiday Inn O’Hare-Kennedy from 1973 to 1978; and

WHEREAS, he brought the perspective of the Chicagoland business community to a number of boards and committees, including the Mayor’s Zoning Reform Commission, the Mayor’s Council of Technology Advisors and the Chicago Workforce Board; and

WHEREAS, an outspoken voice for the preservation of the regional aviation industry, Mr. Roper previously served as President of the Midwest Aviation Coalition, which was dedicated to preserving the Chicagoland region’s preeminence as an aviation hub. His aviation advocacy also included service on the National Commission to Ensure Consumer Choice and Information in the Aviation Industry as an appointee of House Speaker Dennis Hastert in 2002; and

WHEREAS, his advocacy for transportation was not limited to aviation, but included rapid transit and high speed rail. Mr. Roper was a founding member of the National Business Leaders for Transportation, which focuses on the various forms of transit and transportation that businesses and their employees use every day; and

WHEREAS, Mr. Roper was an active participant on many civic and industry organizations, serving on the boards of the Chicago Sister Cities International Program, the American Chamber of Commerce Executives, WorldChicago, Chicago Gateway Green, the Chicago Convention and Tourism Bureau and the Executive Committee of the Chicago Council on Foreign Relations; and

WHEREAS, he has received numerous awards, including: Meeting Planners International, Chicago Chapter, 1997 Kathy Osterman Industry Award; the 1997 Harold Washington College Distinguished Business Leader Award; the 2000 Roosevelt University Lifetime Achievement Award; the 2003 Illinois Hotel and Lodging Associations Ambassador of Hospitality Award; a Master of Hospitality and Tourism Management *Honoris Causa* from Roosevelt University, Evelyn T. Stone University College in 2003; and the 2005 Good Citizen Award, from the Chicago Area Council, Boy Scouts of America and the Learning for Life Law Enforcement Luncheon Steering Committee; and

WHEREAS, a native of Pittsburgh, Pennsylvania, Gerald J. Roper and his wife Carol reside in the city of Chicago.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County, on behalf of the 5.2 million residents of Cook County, does hereby offer their congratulations to and appreciation of Gerald J. Roper on the occasion of his retirement; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to Gerald J. Roper in recognition of his retirement.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**13-R-344
RESOLUTION**

Sponsored by

THE HONORABLE JESUS G. GARCIA, COUNTY COMMISSIONER

HONORING DR. VINCENT ALLOCCO UPON HIS RETIREMENT FROM EI VALOR

WHEREAS, Dr. Vincent Allocco, a visionary leader, with mission, passion and dedication to the Latino community arrived at El Valor in 1979 to join others who shared his dream of excellence and inclusion for all families, children and people with disabilities; and

WHEREAS, Dr. Allocco has led El Valor's growth from a small community organization to become one of the 25 largest Latino non-profits in the country that has been recognized nationally and internationally for the innovative and quality services that it provides; and

WHEREAS, Dr. Allocco led the construction of three (3) 28,000 sq. ft. comprehensive state-of-the-art children and family centers serving 1,000 families each with a fourth center in development, which will serve 2,000 families; and

WHEREAS, Dr. Allocco spearheaded an international public awareness campaign that reached millions of families with the message of the importance of reading, singing and speaking in full sentences to babies from birth; and

WHEREAS, one of Dr. Allocco's most notable accomplishments is the development and implementation of "Tocar el Futuro/Touch the Future," a model that demonstrates that all children and families can achieve excellence and that children with disabilities can be included in education programs for the benefit of all; and

WHEREAS, Dr. Allocco has forged strategic partnerships with diverse entities such as the Consulate of México, Mexican State of Guanajuato, U.S. Forest Service, U.S. Department of Health & Human Services, National Hispanic STEM Initiative, White House Initiative for Education Excellence for Hispanic Americans, the Nation Council of Community and Education Partnerships, University of Washington, Drexel University, University of Chicago, University of Illinois, National Louis University, City of Chicago, State of Illinois and many more; and

WHEREAS, over 600 working individuals, 90% of whom are Latinos, have graduated with Master and Doctoral degrees through the Leadership Through Education Program forged under Dr. Allocco's leadership.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby congratulate Dr. Vincent Allocco for his extraordinary and tireless work and advocacy in service to families, children and people with disabilities; and

BE IT FURTHER RESOLVED, that this text be spread upon the proceedings of this Honorable Body and that a suitable copy of this Resolution be presented to Dr. Vincent Allocco with our thanks and sincere wishes for good health and happiness during his retirement.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**13-R-345
RESOLUTION
Sponsored by**

THE HONORABLE BRIDGET GAINER, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, JOHN P. DALEY,
JOHN A. FRITCHEY, JESUS G. GARCIA, ELIZABETH “LIZ” DOODY GORMAN,
STANLEY MOORE, JOAN PATRICIA MURPHY, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

**HONORING THE COOK COUNTY DEPARTMENT OF FACILITIES MANAGEMENT
FOR THEIR FIFTH STRAIGHT TRANSPARENCY AND
ACCOUNTABILITY ACHIEVEMENT AWARD FROM
THE NATIONAL ASSOCIATION OF COUNTIES**

WHEREAS, upon his appointment to the position of Director of the Facilities Management in May of 2008, Director Jim D’Amico began conducting structured, monthly senior level meetings with internal department heads where agendas are developed and minutes are recorded; and

WHEREAS, as a result of information provided at these senior level meetings, the Director saw a need for a more structured, productive and accountable work force to reduce the overtime in the department that was caused by attendance related and scheduling issues and to justify retaining existing positions required to maintain the 11,000,000 square feet; and

WHEREAS, Director D’Amico’s senior level accountability and transparency focused meetings have resulted in major cost saving measures for Cook County around attendance, shift assignment, overtime reduction and the importance of data collection; and

WHEREAS, the Department of Facilities Management has assisted Cook County and its constituents by returning unencumbered budget balances and reducing overtime allocation and spending.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Board of Commissioners of Cook County recognize and congratulate the Department of Facilities Management for being the recipient of the National Association of Counties Transparency and Accountability Achievement Award for the fifth straight year; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the Department of Facilities Management.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President

Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

COMMITTEE REPORTS

REPORT OF THE COMMITTEE ON ZONING AND BUILDING

July 31, 2013

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Silvestri, Vice Chairman Murphy, Commissioners Butler, Daley, Fritchey, Gainer, García, Gorman, Goslin, Moore, Schneider, Sims, Steele, Suffredin and Tobolski (15)

Absent: Commissioner Collins and Reyes (2)

Ladies and Gentlemen:

Your Committee on Zoning and Building, having had under consideration the matter hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

PROPOSED ORDINANCE AMENDMENTS

324284 AN AMENDMENT TO COOK COUNTY CODE, CHAPTER 114 SIGNS, ARTICLE II BILLBOARD AND OFF-PREMISES OUTDOOR ADVERTISING SIGNS, SECTIONS 114-32 AND 114-33 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, Cook County Board of Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Board of Commissioners of Cook County that Chapter 114 Signs, Article II Billboard and Off-Premises Outdoor Advertising Signs, Sections 114-32 and 114-33 of the Cook County Code shall be amended as follows:

BE IT ORDAINED, by the Board of Commissioners of Cook County that Chapter 114 Signs, Article II Billboard and Off-Premises Outdoor Advertising Signs, Sections 114-32 and 114-33 of the Cook County Code shall be amended as follows:

Sec. 114-32. - Sign permits.

(a) *Permit requirement.* A sign permit issued by the ~~Bureau of Administration~~ Department of Building and Zoning is required for all new and existing billboards and off-premises outdoor advertising signs as follows:

- (1) *New signs.* Applications shall be made for available sign permits to the ~~Bureau of Administration~~ Department of Building and Zoning for its submittal to the Zoning and Building Committee of the County Board.
 - (2) *Existing nonconforming signs.* The Commissioner of Building and Zoning is authorized to cause to be removed signs which are in violation of any applicable ordinances and regulations of the County.
- (b) *Permit application procedures.*
- (1) Applications for available sign permits shall be made to the ~~Bureau of Administration~~ Department of Building and Zoning on forms furnished by the ~~Bureau~~ Department. All applications shall be accompanied by a fee as established by the County Board.
 - (2) Applications shall include information required to assure compliance with regulations set forth in this article and with all other applicable ordinances and regulations of the County.
 - (3) Applicants shall provide a bond, in a form acceptable to the ~~Bureau of Administration~~ Department of Building and Zoning, to ensure that signs will be constructed, maintained and removed in accordance with this article. Bonds shall permit the County to make, or cause to be made, emergency repairs and/or removal of signs.
 - (4) Sign permits shall be issued by the ~~Bureau of Administration~~ Department of Building and Zoning upon satisfaction of all requirements and the approval of the County Board. Any permit may be revoked at any time by the ~~Bureau of Administration~~ Department of Building and Zoning upon a finding that a sign violates any provision of this article, or any other applicable County ordinance or regulation, or when a permittee has made false representations in securing a sign permit.

(c) *Fees.* In addition to the application fee required to obtain a sign permit, an annual fee of \$600.00 shall be required to maintain the permit.

Sec. 114-33. - General requirements applicable to all signs.

(a) Signs shall not be erected so as to prevent free ingress to or egress from any door or window, nor shall signs be erected so as to impair access to the roofs of buildings.

(b) Signs shall not be attached to trees or utility poles.

(c) Signs shall not be painted, erected or constructed on the walls or roofs of buildings or structures.

(d) Signs shall not use strobe lights.

(e) Signs which are indirectly illuminated shall be illuminated by a steady, stationary, shielded or shaded light source and shall be directed solely at the sign so that the light intensity or brightness does not shine on adjacent properties or create traffic hazards for motorists or pedestrians.

(f) Signs shall be designed and constructed to withstand wind pressure of 30 pounds per square foot, and shall be constructed to receive dead loads as required by the County Building and Environmental Ordinance.

(g) Signs made of metal shall have faces or backgrounds constructed of metal not thinner than No. 28 B&S gauge.

(h) Signs containing glass shall use safety glass.

(i) Signs containing letters and characters shall be legible, cleanly defined and unfaded.

(j) Sign parts and supports shall be painted and maintained to prevent rusting, rotting, illegibility or other deterioration. All broken or missing parts of signs shall be promptly replaced.

(k) Signs which are freestanding shall be designed and engineered by an engineer licensed in the State of Illinois. Stamped drawings shall be submitted to the ~~Bureau of Administration~~ Department of Building and Zoning along with permit applications, which certify that signs comply with all structural regulations in this article and with all other applicable ordinances and regulations of the County.

(l) Signs shall not contain any fluttering, undulating, swinging, rotating, flashing or other moving parts, except:

(1) Signs that give time and temperature information; and

(2) Multiple-message signs with displays that change not more frequently than once every ten seconds.

(m) Signs shall display the name of the permit holder.

(n) Signs for which a permit has expired, which are unsafe, poorly maintained,

insecure or which have been maintained, constructed or erected in violation of the provisions of this article, or with other applicable ordinances and regulations of the County may be removed, or caused to be removed by the Commissioner of Building and Zoning.

(o) Signs shall not display specified anatomical areas or specified sexual activity as defined in Appendix A, Zoning.

Effective Date: This Proposed Ordinance Amendment shall be in effect immediately upon passage and approval.

*** Referred to the Zoning and Building Committee on July 17, 2013.**

Vice Chairman Murphy, seconded by Commissioner Steele, moved the approval of Communication No. 324284. The motion carried.

**13-O-38
ORDINANCE**

Sponsored by

THE HONORABLE TONI PRECKWINKLE

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

BE IT ORDAINED, by the Board of Commissioners of Cook County that Chapter 114 Signs, Article II Billboard and Off-Premises Outdoor Advertising Signs, Section 114-32 and 114-33 of the Cook County Code shall be amended as follows:

Sec. 114-32. Sign permits.

(a) *Permit requirement.* A sign permit issued by the Department of Building and Zoning is required for all new and existing billboards and off-premises outdoor advertising signs as follows:

- (1) *New signs.* Applications shall be made for available sign permits to the Department of Building and Zoning for its submittal to the Zoning and Building Committee of the County Board.
 - (2) *Existing nonconforming signs.* The Commissioner of Building and Zoning is authorized to cause to be removed signs which are in violation of any applicable ordinances and regulations of the County.
- (b) *Permit application procedures.*
- (1) Applications for available sign permits shall be made to the Department of Building and Zoning on forms furnished by the Department. All applications shall be accompanied by a fee as established by the County Board.
 - (2) Applications shall include information required to assure compliance with regulations set forth in this article and with all other applicable ordinances and regulations of the County.

- (3) Applicants shall provide a bond, in a form acceptable to the Department of Building and Zoning, to ensure that signs will be constructed, maintained and removed in accordance with this article. Bonds shall permit the County to make, or cause to be made, emergency repairs and/or removal of signs.
- (4) Sign permits shall be issued by the Department of Building and Zoning upon satisfaction of all requirements and the approval of the County Board. Any permit may be revoked at any time by the Department of Building and Zoning upon a finding that a sign violates any provision of this article, or any other applicable County ordinance or regulation, or when a permittee has made false representations in securing a sign permit.
- (c) *Fees.* In addition to the application fee required to obtain a sign permit, an annual fee of \$600.00 shall be required to maintain the permit.

Sec. 114-33. General requirements applicable to all signs.

- (a) Signs shall not be erected so as to prevent free ingress to or egress from any door or window, nor shall signs be erected so as to impair access to the roofs of buildings.
- (b) Signs shall not be attached to trees or utility poles.
- (c) Signs shall not be painted, erected or constructed on the walls or roofs of buildings or structures.
- (d) Signs shall not use strobe lights.
- (e) Signs which are indirectly illuminated shall be illuminated by a steady, stationary, shielded or shaded light source and shall be directed solely at the sign so that the light intensity or brightness does not shine on adjacent properties or create traffic hazards for motorists or pedestrians.
- (f) Signs shall be designed and constructed to withstand wind pressure of 30 pounds per square foot, and shall be constructed to receive dead loads as required by the County Building and Environmental Ordinance.
- (g) Signs made of metal shall have faces or backgrounds constructed of metal not thinner than No. 28 B&S gauge.
- (h) Signs containing glass shall use safety glass.
- (i) Signs containing letters and characters shall be legible, cleanly defined and unfaded.
- (j) Sign parts and supports shall be painted and maintained to prevent rusting, rotting, illegibility or other deterioration. All broken or missing parts of signs shall be promptly replaced.
- (k) Signs which are freestanding shall be designed and engineered by an engineer licensed in the State of Illinois. Stamped drawings shall be submitted to the Department of Building and Zoning along with permit applications, which certify that signs comply with all structural regulations in this article and with all other applicable ordinances and regulations of the County.
- (l) Signs shall not contain any fluttering, undulating, swinging, rotating, flashing or other moving parts, except:

- (1) Signs that give time and temperature information; and
- (2) Multiple-message signs with displays that change not more frequently than once every ten seconds.
- (m) Signs shall display the name of the permit holder.

(n) Signs for which a permit has expired, which are unsafe, poorly maintained, insecure or which have been maintained, constructed or erected in violation of the provisions of this article, or with other applicable ordinances and regulations of the County may be removed, or caused to be removed by the Commissioner of Building and Zoning.

(o) Signs shall not display specified anatomical areas or specified sexual activity as defined in Appendix A, Zoning.

Effective Date: This Ordinance Amendment shall be in effect immediately upon passage and approval.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

324285 AN AMENDMENT TO COOK COUNTY CODE, CHAPTER 130 WIRELESS TELECOMMUNICATION FACILITIES, SECTIONS 130-3 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwiinkle, Cook County Board of Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Board of Commissioners of Cook County that Chapter 130 Wireless Telecommunication Facilities, Section 130-3 of the Cook County Code shall be amended as follows:

Sec. 130-3. General Requirements.

(a) For purposes of this chapter, the following terms will be given the meaning described herein:

- (1) “Antenna” means any exterior apparatus designed for telephonic, radio, data, internet, or television communication through the sending or receiving of electromagnetic waves, and includes related equipment attached to a structure for the purposes of providing such service.
- (2) “Building” is defined in Article 14 of Appendix A, Zoning.
- (3) “Co-location” means the shared use of a structure by more than one wireless telecommunications service provider.

- (4) “Service Provider” means any corporation, company, association, firm, partnership, limited liability corporation, other entity or individual or person which provides wired or wireless telecommunication services licensed by the Federal Communications Commission (FCC).
- (5) “Structure” is defined in Article 14 of Appendix A, Zoning.
- (i) “Cook County structure” includes any structure, tower, or building owned or operated by Cook County or any of its agents, departments, licensees, or agencies.
- (ii) “Public utility structure” as used in this chapter means any plant, equipment, or property used or to be used for or in connection with a “public utility” as defined in 220 ILCS 5/3-105, and includes electrical transmission and antenna towers, electrical power structures, and water towers owned by municipalities, townships, special service districts, county or state governments.
- (6) “Wireless telecommunication facility” as used in this chapter shall be given the same meaning as “telecommunications carrier, wireless communication transmitting and receiving facility,” which is defined in Article 14 of Appendix A, Zoning, under “telecommunications carrier wireless communication transmitting and receiving facility”.
- (7) “Wireless telecommunications service” means a two-way voice radio-linked communications service which provides dial interconnection to a public switched network, including but not limited to cellular telephone service and personal communications service.”
- (8) “Wireless telecommunication tower” means any structure used for installation of telephone transmission equipment and personal communications systems, and includes the monopole to which an antenna is attached. The terms “structure” and “building” as used in this chapter are defined in Article 14 of Appendix A, Zoning. The term “public utility structure” as used in this chapter is defined in 220 ILCS 5/3-105, and includes electrical transmission and antenna towers, electrical power structures, and water towers owned by municipalities, townships, special service districts, county or state governments. “Cook County structure” includes any structure tower or building owned or operated by Cook County or any of its agents, departments, licensees or agencies.
- (b) Installation of a wireless antenna on an existing wireless telecommunication facility is a permitted use in all zoning districts.
- (b) (c) Co-location of a new wireless telecommunication facility antenna on an existing rooftop, public utility structure, or other existing structure, other than a wireless telecommunication facility, shall not exceed 15 feet above the highest point of the existing structure, unless a variance is granted.
- (e) (d) All nNew wireless telecommunication towers more than 100 feet in height above curb level must be designed and intended for co location of at least five telecommunications service providers and must be located at least one-half mile away from

~~any existing wireless telecommunication tower facility regardless of height, unless the new wireless telecommunication towers are located on an existing forest preserve structure, Cook County structure, or public utility structure. In addition, all n~~New wireless telecommunication towers more than 100 feet in height above curb level must be designed and intended for co-location of at least five telecommunication antennas. ~~New wireless telecommunication towers co located on an existing forest preserve, a Cook County structure or a co location on a public utility structure shall be exempt from the one half mile separation requirement.~~

~~(d)~~ (e) New wireless telecommunication facilities shall not be installed on a building less than 40 feet in height when located in a residential district unless a variation~~ance~~ is granted. Such variation~~ances~~ shall be limited to installation of microcell and similar technology, ~~and be no less than a reduction on buildings that are at least to 30 feet in height when located in a residential zoning district.~~

~~(e)~~ (f) New wireless telecommunication facilities shall be set back from the nearest residential lot line a minimum distance equal to the height of the new wireless telecommunication tower ~~except when co location on an existing public utility structure and unless a variation~~ance is granted. This requirement shall not apply to new wireless telecommunication antennas that are being co-located on an existing public utility structure.

~~(f)~~ (g) New wireless telecommunication towers excluding the lightning rod; shall not exceed 120 feet in height above curb level ~~or if a co location, extend more than 15 feet above an existing public utility structure,~~ when located in a residence or commercial zoning district unless a variation~~ance~~ is granted.

~~(g)~~ (h) New wireless telecommunication towers excluding the lighting rod; shall not exceed 150 feet in height above curb level ~~or if a co location, extend more than 15 feet above an existing public utility structure,~~ when located in an industrial or public zoning district unless a variation~~ance~~ is granted.

~~(h)~~ (i) New wireless telecommunication facilities shall meet or exceed the structural standards for steel antenna towers and supporting structures contained in the current "Electronic Industries Association/Telecommunications Industries Association 222 Revision Standards".

~~(i)~~ (j) New wireless telecommunication facilities proposed for forest preserve property and/or public zoning districts ~~must~~ shall be located on a portion of the site improved and used for on-site maintenance or ~~be~~ co-located on an existing Cook County structure.

Effective Date: This Proposed Ordinance Amendment shall be in effect immediately upon passage and approval.

*** Referred to the Zoning and Building Committee on July 17, 2013.**

Vice Chairman Murphy, seconded by Commissioner Steele, moved to defer Communication No. 324285. The motion carried.

324315 AN AMENDMENT TO COOK COUNTY CODE, APPENDIX A ZONING, ARTICLE 8, GENERAL PROVISIONS, SECTIONS 8.6, ARTICLE 9 PLANNED UNIT DEVELOPMENT, SECTIONS. 9.5 THROUGH 9.8, ARTICLE 13, ADMINISTRATION

AND ENFORCEMENT, SECTIONS 13.3, 13.4, 13.6, 13.7 AND 13.8, AND ARTICLE 14 RULES AND DEFINITIONS (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Cook County Board of Commissioners.

PROPOSED ORDINANCE AMENDMENT

BE IT ORDAINED, by the Board of Commissioners of Cook County that Appendix A, Zoning, Article 8, General Provisions, Section 8.6, Article 9, Planned Unit Development, Sections 9.5 through 9.8, Article 13, Administration and Enforcement, Sections 13.3, 13.4, 13.6, 13.7, and 13.8, and Article 14, Rules and Definitions, of the Cook County Code shall be amended as follows:

ARTICLE 8. GENERAL PROVISIONS

8.6. - Structure height.

The following requirements qualify or supplement district regulations in this ordinance:

8.6.1. District regulations. The height of any structure shall not exceed 125 percent of the height of the tallest existing structure located within a one-quarter mile radius of the property lines of the subject site. Structures located in R-7, R-8, C-2, C-4, C-7 or C-8 zoning districts shall not be used in the calculation of tallest existing structure. Property zoned R-7, R-8, C-2, C-4, C-7 or C-8 is exempted from this provision. This provision shall not apply if no structure exists within a one-quarter mile radius.

8.6.2. Public buildings. A public hospital or institution, a public or parochial school and a public utility or public service building shall not exceed a height of 60 feet, provided the building is set back from the front, rear and side lot lines a ratio of two feet for every ten feet of building height greater than 40 feet. This height requirement shall apply in addition to rear and side yard requirements set forth in this ordinance.

8.6.3. Building appurtenances. A chimney, parapet wall, skylight, steeple, flag pole, smokestack, cooling tower, elevator bulkhead, fire tower, monument, water tower, stack, stage tower or scenery loft, tank, ornamental tower or spire, roof garden, recreational facility, mechanical appurtenance or penthouse containing a mechanical appurtenance may exceed the height limits in this ordinance and shall not be included in building height.

8.6.4. Planned unit developments. The structures in a planned unit development may exceed the height limits established for the district in which the structures are located in accordance with an approved planned unit development.

8.6.5. Airports.

- A. Structures subject to notice under Federal Aviation Regulations shall not be constructed until it is determined by the Federal Aviation Administration that a

structure will not be a hazard to aerial navigation. Applications for zoning amendments, special uses, unique uses, ~~variations~~^{variances} or planned unit developments which involve property located within two miles of an airport shall be forwarded by the ~~Zoning Administrator or Bureau of Administration~~ Department of Building and Zoning to the Federal Aviation Administration for review and comment. In addition, plans to construct a structure exceeding 160 feet in height, regardless of location, shall be forwarded to the Federal Aviation Administration for review and comment.

- B. Data relating to an applicant's request to construct a structure within two miles of an airport shall be made available to the Federal Aviation Administration by the Department of Building and Zoning or Bureau of ~~Administration~~ Economic Development.

ARTICLE 9. PLANNED UNIT DEVELOPMENT

9.5. - Application for preliminary plan approval.

9.5.1. Notice of application. An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a PUD by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district serving the PUD, the fire chief of each local fire protection district serving the PUD, the township clerk and the township highway commissioner for the district serving the PUD. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

9.2. Application and supporting documents.

- A. An applications for a PUD shall be submitted to the Department of Building and Zoning~~Bureau of Administration~~ in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original ~~and 15 copies of the~~ application and all supporting documents. The applicant shall ~~attest~~disclose, and the ~~Bureau of Administration~~Department of Building and Zoning shall independently verify, ~~that~~ whether a judicial proceeding for a violation of any Cook County ordinance is

pending pertaining to the subject property.

- B. Applicants shall ~~furnish~~ file with to the Bureau of Administration ~~Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notices pursuant to Section 9.5.1.. Applicants shall also furnish a written statement to the Bureau of Administration certifying compliance with the notice requirements of this ordinance.~~
- C. ~~Applications which fail to comply with this section shall be returned by the Bureau of Administration to applicant. The Bureau of Administration shall retain one copy of the application and supporting documents.~~
- ~~D.~~ Applications shall be accompanied by the following documentation:
1. Statement describing the character of the PUD and the manner in which it has been designed to take advantage of the flexibility of PUD regulations and the benefits that will accrue to the public as a result of the PUD.
 2. Statement of planning objectives to be achieved by the PUD.
 3. Statement of present and proposed ownership of all land within the proposed PUD, with supporting documentation, and an affidavit certifying that there are no delinquent taxes on the whole or any part of the property.
 4. Development schedule indicating stages in which the proposed PUD will be built and approximate dates for beginning and completion of each construction stage.
 5. Proposed agreements, provisions or covenants which will govern the use, maintenance, operation and improvement of the proposed PUD and any of its common open space.
 6. Statement indicating the density of uses including total number of dwelling units per acre, number of units by type, number of buildings by type and number of bedrooms in each building and dwelling unit type.
 7. Statement detailing the type and amount of nonresidential uses including the total amount of common open space and net amount (open space which is not located in required yards or storm water management areas) of open space.
 8. Statement identifying the type and location of service facilities and off-street parking facilities, including total number of parking spaces and parking spaces per sub-area.
 9. Architectural plans for all primary buildings which reveal the style of the development and the building design, floor area of building types and total ground coverage of buildings.
 10. Landscape plan prepared by a registered landscape architect depicting trees, plant materials, grading, excavating, berming and aesthetic features.
 11. School impact study estimating the number of additional students and the financial burden the proposed PUD will have on local school districts.
 12. Appraisal report prepared by an MAI appraiser demonstrating the value of the property as zoned and the value as zoned with the proposed PUD.
 13. Tax impact study estimating the tax revenue to be generated by the proposed PUD and the estimated cost to various taxing bodies of providing necessary services to the PUD.
 14. Traffic analysis demonstrating the adequacy of the local transportation system to handle anticipated traffic volumes generated by the proposed PUD and an analysis of the adequacy of the PUD's internal vehicular circulation system.

15. Economic feasibility study of the proposed PUD showing the need and feasibility of the proposed development.
16. Sediment and erosion control plan.
17. Report indicating the subsurface conditions on the proposed PUD land, including location and result of tests made to ascertain subsurface soil, rock and ground water conditions, depth to ground water and location and results of soil percolation tests if individual sewage disposal systems are proposed.
18. Schedule for phased development of the proposed PUD if the PUD is not intended to be established within one year. Upon approval, the development plan or schedule shall be considered as a limitation and condition on the PUD.
19. Preliminary lighting plan.
20. Survey prepared by a registered landscape architect or arborist of all trees over six inches in diameter, as measured six inches above the established grade, indicating location, species and quality.
21. Report indicating the existing and proposed pedestrian circulation system, including bicycle paths.
22. Site plan to scale depicting the following information:
 - a. Boundary lines of adjoining property within 1,000 feet of the subject property identifying parcels by PIN number, existing land use, existing zoning classification and comprehensive plan recommendation.
 - b. Location, width and purpose of easements.
 - c. Streets on and adjacent to the proposed PUD including street names, right-of-way widths, parking areas, existing or proposed centerline elevations, pavement types, sidewalks, curbs, gutters, culverts, paths and bike trails.
 - d. Utilities on and adjacent to the proposed PUD including location, size and invert elevation of sanitary, storm and combined sewers, location and size of water mains and location of gas lines, fire hydrants, electric and telephone lines and street lights.
 - e. Ground elevations on the proposed PUD at one-foot contours with spot elevations at all breaks in grades, along all drainage channels or swales and at points of special significance.
 - f. Water courses, floodplains, floodways, wetlands, marshes, rock outcrops, wooded areas, trees six inches or more in diameter, houses, accessory buildings and other significant features.
 - g. Direction and gradient of ground slope of land within 1,000 feet of the proposed PUD including embankments or retaining walls, character and location of major buildings, railroads, power lines, towers, and other nonresidential land uses or adverse influences, platted lands with percentage of buildup, lot sizes and dwelling types.
 - h. Proposed public improvements within 1,000 feet of the proposed PUD including highways and other major improvements planned by public authorities for future construction on or near the tract.
 - i. Open space and recreational areas and facilities for public use or reserved for the use of all property owners.
 - j. Location, purpose and height of all buildings and structures.
 - k. Name of development, site planner, north point, scale, acreage of site and date of preparation.
 - l. Additional information as may be required by Cook County.

Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 9.5.10. (A).

Applications which fail to comply with this section shall be returned by the Zoning Administrator to applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

~~9.5.3. *Certification.* The Bureau of Administration shall certify that the application for preliminary plan approval is complete and that all required documentation has been submitted in full prior to scheduling a public hearing on the application.~~

~~9.5.4. *Fee.* The application shall be accompanied by a fee as established by the Cook County Board of Commissioners in order to be deemed complete.~~

9.5.4. *Verification.* The Department of Building and Zoning shall verify that the application for preliminary plan approval is complete and that all required documentation has been submitted prior to forwarding the application.

9.5.5. *Disclosure.* Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. *Property.*

1. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants of property owned by a partnership or association of two or more persons holding a common interest, shall disclose the name and address of each partner or associate. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants property owned by a corporation, shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

B. *Applicant.*

1. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed in accordance with paragraph 2 below. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants who are a partnership or association of two or more persons

holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent interest shall be disclosed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

3. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

~~9.5.6. Setting hearing date. Zoning Committee of Cook County Board of Commissioners. An application for a PUD shall be transmitted by the Bureau of Administration to the Zoning Committee of the Cook County Board of Commissioners for its referral back to the Bureau of Administration for processing. The Bureau of Administration~~ Department of Building and Zoning shall forward a copy of the complete application and supporting documentation to the Zoning Board of Appeals which shall thereafter set a date for public hearing. The date for public hearing shall be set to permit sufficient time for review required in Section 9.5.7.

~~9.5.7. Processing applications. Upon receipt of a complete application for preliminary plan approval, and at least 15 days before a scheduled hearing date, tThe Bureau of Administration~~ Department of Building and Zoning, ~~upon receipt of an application for preliminary plan approval from the Zoning Committee of the Cook County Board of Commissioners,~~ shall forward a copy of the application, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, ~~the Cook County Department of Building and Zoning,~~ the Cook County Department of Highways, the Cook County Forest Preserve, the Cook County Department of Public Health and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review. ~~In addition, the Bureau of Administration shall provide notice of the availability of the application and supporting documents, for inspection and copying to the superintendents of local school districts, the fire chiefs of local fire protection districts, township highway commissioners, township clerks and municipalities within 1½ miles of the proposed PUD. The application and supporting documentation shall be forwarded to Cook County departments at least 60 days before a scheduled hearing date. Each reviewing department shall submit recommendations and comments to the Bureau of Administration at least 307 days before the scheduled hearing date.~~

~~Cook County~~ Each reviewing departments shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.

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1. Economic impact.
2. Community need.
3. Trend of development.
4. Demographics.
5. Property values.
6. Landscape plan.

B. Department of Building and Zoning.

1. Site plan review.
2. Land use and permit review of properties in the vicinity of the proposed use.
3. Lot size.
4. Subdivision regulations.

C. Department of Highways.

1. Wetland mitigation and compensation.
2. Floodway and floodplain capacity and storage.
3. Drainage and detention requirements.
4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.
5. Subdivision regulations.
6. Drainage, utilities, road easements and dedications.
7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies, and townships.
8. Erosion and sediment control requirements.

D. Forest Preserve District.

1. Compatibility of the proposed use with Forest Preserve holdings.
2. Impact on value of Forest Preserve holdings.
3. Future Forest Preserve acquisitions.

E. Department of Public Health.

1. Lot sizes for private septic systems and wells.
2. Subdivision regulations.
3. Swimming pools.
4. Public or community well and septic or sewage systems.
5. Health and safety concerns.

F. Department of Environmental Control.

1. Noise and odor regulations.
2. Soil geology and composition.
3. Wetland mitigation and compensation.
4. Discharges of effluent and particulate into the air, land and water.
5. Criteria from other regulatory agencies such as the Metropolitan Water

Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

~~At least ten days prior to the scheduled hearing on the application, the Bureau of Administration shall prepare a report for the Cook County Board of Commissioners and the Cook County Zoning Board of Appeals detailing its findings and recommendations. The report shall address all technical aspects of the data and plans submitted and indicate whether the plan satisfies each of the PUD standards enumerated in this ordinance. The Cook County Department's' recommendations and comments, as well as the Bureau of Administration's report, shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date. The Bureau of Administration may, in its discretion, retain expert consultants as it deems necessary. The applicant shall reimburse Cook County for all fees and costs associated with expert consultants prior to consideration of the application by the Cook County Board of Commissioners.~~

9.5.8. Notice of public hearing.

- A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which an application for preliminary plan approval has been filed in such a way as to be plainly visible from the street or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing for a PUD before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."
- B. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing, by the Zoning Board of Appeals to the clerk of each municipality within 1½ miles of the property for which the PUD application has been filed. ~~Notice shall also be sent, in the same manner,~~ to the clerk of the township, the superintendent of each school district and the fire chief of the local fire protection district in which the property is located. The applicant shall serve written notice, by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested PUD. ~~In addition, notice of all hearings shall be sent to each civic or property owners' organization~~

~~requesting notice of hearings on special uses. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing.~~ Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant. Applicant shall submit proof of mailing for all required notices. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section.

- C. ~~Except as indicated in subsection B, the a~~Applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, at the expense of the applicant, is given.

9.5.9. *Hearing.* The Zoning Board of Appeals shall hold ~~at least one~~ a public hearing for a proposed PUD ~~in the township in which the property is located. At the hearing, the Zoning Board of Appeals shall make the report from the Bureau of Administration a part of the record.~~ The hearing shall be conducted in accordance with Article 13 of this ordinance and the Zoning Board of Appeals' rules. An authorized representative of any Cook County department that provided comments on the application ~~and/or the Bureau of Administration~~ shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, nor shall the Zoning Board of Appeals grant, more than one continuance. The hearing shall be transcribed by a court reporter of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

9.5.10. *Standards and findings of fact and recommendation of the Zoning Board of Appeals.*

- A. Applicants for PUD approval shall satisfy the following standards:
1. PUD conforms with the planning objectives, policies and maps of the County as specified in the Cook County Comprehensive Land Use and Policies Plan.
 2. PUD is of a type and character and contains uses that are needed in the area.
 3. PUD is designed and laid out to preserve environmentally sensitive areas, natural resources, habitat and topographic features to the fullest extent possible.
 4. PUD is designed in conformity with the provisions of the Cook County Subdivision Manual or any successor subdivision document.
 5. PUD is designed to provide horizontal spacing between buildings which takes into consideration the purpose and objectives of this article.

6. PUD complies with the industrial performance standards enumerated in Article 6 of this ordinance if the PUD contains industrial uses.
 7. PUD complies with the parking requirements enumerated in Article 11 of this ordinance.
 8. PUD provides appropriate yards, setbacks and buffers between the PUD and adjacent zoning lots. The applicant shall specifically request, in writing, any ~~variation~~variance from the required setbacks.
 9. PUD has adequate utilities, access roads, drainage and other necessary facilities.
 10. PUD has ingress and egress designed to minimize traffic congestion in public streets.
 11. PUD and its maintenance and operation will not be detrimental to or endanger public health, safety or general welfare.
 12. PUD and its maintenance and operation will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the surrounding area.
 13. PUD and its maintenance and operation will not impede the normal and orderly development and improvement of surrounding property.
 14. PUD shall provide more open space than would be required in a standard subdivision.
 15. PUD shall be designed to connect to existing or planned pedestrian and bicycle systems in the vicinity.
- B. ~~Applicants shall, within 30 days after the public hearing, prepare and submit to the Zoning Board of Appeals one original and 15 copies of proposed findings of fact addressing each of the above standards. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30-day extension of time for the applicant to submit findings of fact. The Zoning Board of Appeals shall, within seven days of receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals.~~
- C. ~~Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall forward the findings of fact and recommendations to be forwarded to the Cook County Board of Commissioners.~~

- ~~D.~~ Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within ~~60~~90 days after receipt of the applicant's proposed findings of fact on the PUD the hearing and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The findings and recommendations shall include a statement indicating the extent to which the proposed PUD departs from zoning, subdivision and other regulations applicable to the property and the reasons why a departure is or is not in the public interest. The ~~60~~90-day period may be extended by the Zoning Board of Appeals once, for ~~no more than a~~ maximum of 930 additional days if the Zoning Board of Appeals granted an extension pursuant to this article. ~~Failure of the applicant to provide a transcript of the hearing(s) within 60 days following the hearing shall void the application.~~
- E. Recommendation for approval of the preliminary PUD plan shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the PUD standards and is in the best interest of the public. ~~In all cases the Zoning Board of Appeals' recommendations to the Cook County Board of Commissioners are advisory only.~~
- F. The Zoning Board of Appeals may recommend; the imposition of conditions and restrictions upon preliminary plan approval; variance departure from the general provisions, regulations and standards of this article; and/or variance departure from any of the applicable district regulations when it deems a departure is in the public interest. In all cases, the Zoning Board of Appeals' recommendations to the Cook County Board of Commissioners are advisory only.

9.5.11. Action by the Cook County Board of Commissioners.

- A. The Cook County Board of Commissioners may approve or deny, by motion, an application for preliminary plan approval. Failure of the Cook County Board of Commissioners to take action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations shall operate as a denial of an application for preliminary plan approval. The 60 day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.
- B. The Cook County Board of Commissioners has the authority to: impose conditions and restrictions upon preliminary plan approval; depart from the general provisions, regulations and standards of this article; and/or depart from any of depart from strict conformance with the requirements and standards enumerated in this article; vary the applicable district regulations; and impose conditions and restrictions upon the PUD application when it deems a departure is in the public interest.
- C. Applications for preliminary plan approval shall be approved by a favorable vote

of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption at a proposed PUD or when a written protest against the proposed PUD has been received in accordance with Article 13.

- D. Approval of the preliminary plan and satisfaction of any conditions and restrictions imposed by the Cook County Board of Commissioners shall be conditions precedent to submission of an application for PUD ordinance.

9.6. - Final Plan Approval.

9.6.1. Application and supporting documents. The applicant shall, within one year from the date of preliminary plan approval, submit an application for PUD ordinance to the ~~Bureau of Administration~~ Department of Building and Zoning. The applicant shall submit one original ~~and 15 copies of the~~ application and the following supporting documents:

- A. Final PUD plat, suitable for recording with the Cook County Recorder of Deeds, which includes the following information:
 - 1. Designation of lots and the division of all other property, including common open areas and building sites. If property within a final plat is to be subdivided, a subdivision plat is also required.
 - 2. Final site plans including legal description of all lots and each separate, unsubdivided area, including common open space, within the PUD.
 - 3. Exact location of all buildings, structures, streets, drives, parking lots, sidewalks, drainage and utility easements, detention easements and conservation easements, landscaping and other proposed site improvements.
 - 4. Final architectural plans setting forth the type and style of construction and materials to be used in proposed buildings, including the height and area of each building.
 - 5. Certificates, seals and signatures necessary for dedicating property and recording the final plat.
 - 6. Tabulation of separate unsubdivided use area, land area, number of buildings, number of dwelling units and dwelling units per acre.
 - 7. Final landscape architectural plans and specifications.
 - 8. Final lighting plans and specifications.
 - 9. Signage plans.
- B. Common open space documents which verify that common open space will be permanently preserved and streets, walkways and common spaces will be maintained and repaired in perpetuity. Common open space shall be either conveyed to a municipal or public corporation, to a not-for-profit corporation or entity established for the purpose of benefiting the owners and residents or retained by the applicant with legally binding guarantees providing for perpetual maintenance, operation, improvements and repairs. All property conveyed to a not-for-profit corporation, or like entity, shall be subject to the right of the corporation or entity to impose a legally enforceable lien on all property within the PUD for maintenance and improvement of the common open space.

- C. Final construction engineering plans, signed and sealed by an Illinois licensed professional engineer, for public facilities and improvements approved by the Cook County Highway Department. Public facilities and improvements shall be constructed upon approval of the PUD ordinance and a construction performance bond shall be posted to guarantee construction of required infrastructure. The performance bond shall be payable to Cook County and be sufficient to cover the full cost of the facilities and improvements plus 15 percent.
- D. Detailed plans signed and sealed by an Illinois licensed professional engineer for the construction and installation of site amenities, including buildings, lakes and other site improvements.
- E. Final construction schedule which shall include the projected completion date of the entire project and completion dates of any intermediate phases of the development.
- F. Statement indicating current ownership of the property and information regarding intent to sell all or portions of the development.
- G. Detailed plans depicting the size and location of dedicated parkland and school sites or the amount of any cash contribution to the local park and school district.
- H. Proof from the Cook County Clerk's Office in the [event] that no delinquent taxes exist on any portion of the property.
- I. Final agreements, provisions or covenants which will govern the perpetual maintenance, operation and improvements of the PUD. These documents shall be recorded at the same time as the final PUD plat.

9.6.2. *Fee.* An application for PUD ordinance shall be accompanied by a fee established by the Cook County Board of Commissioners.

9.6.3. *Department reviews.* The ~~Bureau of Administration~~ Zoning Board of Appeals shall forward one copy of the application for PUD ordinance, plat and supporting documents to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Zoning Board of Appeals, the Cook County Department of Highways, the Forest Preserve District, the Cook County Department of Public Health, the Cook County Department of Environmental Control and the Cook County Plat Officer for certification that the PUD, plat and supporting documents are in substantial conformance with the approved preliminary plan and other sections of this ordinance. The departments shall have ~~30~~ 7 days from receipt of the application for PUD ordinance to furnish the ~~Bureau of Administration~~ Zoning Board of Appeals with their ~~written~~ comments. Upon receipt of the comments from the departments, the Bureau of Administration Zoning Board of Appeals shall make them available to the applicant or its representative upon request, and allow the applicant or its representative to submit a response within 15 days. The Zoning Board of Appeals shall ; ~~within 30 days,~~ certify whether the application for final plan approval and supporting

documents are in substantial compliance with the approved preliminary plans and shall provide a recommendation to approve or deny the application to the Zoning Committee of the Cook County Board of Commissioners within 30 days after receiving the comments from the departments. ~~The applicant or its representative may, within the same 30 day period, review the various Cook County department comments and submit a response to the Bureau of Administration.~~

9.6.4. Preparation of ordinance. ~~The Bureau of Administration~~ Zoning Board of Appeals shall, when all conditions and procedures have been satisfied, prepare the PUD ordinance which shall address the standards of this article and any conditions imposed on the PUD. If a map amendment is recommended in connection with the PUD, the ~~Bureau of Administration~~ Zoning Board of Appeals shall include a separate section in the PUD ordinance which shall address the map amendment standards contained in Article 13 and any conditions to be imposed on the map amendment. ~~The Bureau of Administration~~ Zoning Board of Appeals shall forward the proposed PUD ordinance to the Zoning Committee of the Cook County Board of Commissioners.

9.6.5. Action by the Cook County Board of Commissioners. The Cook County Board of Commissioners may approve or deny the proposed PUD ordinance. ~~The failure of the Cook County Board to take action within 60 days of receiving the proposed ordinance from the Bureau of Administration Zoning Board of Appeals shall operate as a denial. The 60 day period may be extended if a request for an extension is made by the applicant or a Cook County Board Commissioner and is granted by the Board of Commissioners. A favorable vote of three-quarters of all members of the Cook County Board of Commissioners shall be required when a written protest to the application for preliminary plan was filed pursuant to~~ [Article 13](#).

9.6.6. Conditions and restrictions. The Cook County Board of Commissioners may, by ordinance, impose conditions and restrictions on a PUD to assure compliance with the standards and requirements of this ordinance. In addition, the Cook County Board may require evidence and guarantees to ensure that the applicant complies with the conditions of the PUD. Failure of the applicant to comply with conditions or restrictions shall constitute a violation of this ordinance.

9.6.7. Recordation. The applicant, upon adoption of a PUD ordinance, shall record the PUD plat, common open space documents, dedications, agreements, provisions or covenants with the Cook County Recorder of Deeds. Recording the PUD plat and supporting documents shall constitute notice of the restrictions placed upon the property and act as a zoning control device.

9.6.8. Building permits. The Department of Building and Zoning may not issue building permits until the PUD plat and supporting documents have been recorded with the County Recorder of Deeds. The applicant shall present proof of recording to the Cook County Department of Building and Zoning. Construction authorized by a building permit

shall be in full conformance with the recorded PUD plat. Failure of the applicant to develop and construct the PUD according to the PUD ordinance shall constitute a violation of the zoning ordinance.

9.7. - Changes in an approved PUD.

A change to an approved PUD shall be made as follows:

9.7.1. Major and minor changes.

A. Changes to the PUD which alter the concept, intent, standards or conditions of the PUD established by the preliminary plan, and/or the PUD ordinance, shall be construed by the Zoning Board of Appeals as a major modification necessitating reconsideration of the PUD. Where a major modification is sought, the applicant shall make application to the ~~Bureau of Administration~~ Department of Building and Zoning for an amendment to the preliminary plan and/or PUD ordinance. The application shall be processed in accordance with the procedures established for review and approval of the preliminary plan. The documentation required to be submitted by the applicant shall be sufficient to provide for review of the proposed amendment. The ~~Bureau of Administration~~ Department of Building and Zoning shall be authorized to determine the sufficiency of the documentation submitted in support of the proposed amendment and to require such additional documentation deemed necessary to review the application for amendment. The amendment to the preliminary plan and/or PUD ordinance shall otherwise be processed as an original application subject to all notices, reviews, hearings and approvals required by this article.

1. A major change to an approved PUD is a change to the approved site plan and supporting maps and materials that ~~alters~~results in any of the following ~~elements~~:
 - a. An increase in density for any phase of the development or for the entire development;
 - b. An increase in the approved floor area ratio;
 - c. A reduction in the approved landscape material in quantity or in size of material;
 - d. An increase in building height;
 - e. A change in the type of dwelling unit;
 - f. A reduction in the amount of open space or a change in the location of the open space; or
 - g. Any change in the approved site plan which results in moving a building more than 20 feet.
2. All other changes shall be construed as minor changes and shall be reviewed and approved by the ~~Bureau of Administration~~ Department of Building and Zoning.

B. The Zoning Board of Appeals shall make a recommendation to the Zoning and Building Committee of the County Board regarding whether a plan with a major change shall be approved or denied, with final approval by the Board of

Commissioners.

C. Changes to the approved phasing schedule:

1. In the event the petitioner/developer anticipates a time delay in meeting the completion date for any or all of the phases of the planned unit development, the applicant may file a written request to the Chairman of the Committee on Zoning and Building of the Cook County Board of Commissioners at least 20 days prior to the expiration of said completion date.
2. The Zoning and Building Committee will review and may recommend to the President and Board of Commissioners an extension of said completion date for any length of time as deemed justifiable by the President and Board of Commissioners.
3. Should an approved PUD fail to meet any portion of its improvement/phasing schedule, the ~~Bureau of Administration~~ Department of Building and Zoning shall review the circumstances and recommend one of the following actions to the Committee on Zoning and Building of the Cook County Board of Commissioners, with final approval by the Board of Commissioners:
 - a. ~~That the~~The use for the entire area be continued with a revised time schedule;
 - b. ~~That the~~The PUD be revoked and the property be appropriately rezoned; or
 - c. ~~That a~~A new public hearing by the Zoning Board of Appeals be scheduled on the PUD in accordance with the procedures for preliminary PUD approval.

9.8. - Reversion and extension.

9.8.1. *Reversion.* For purposes of this section, issuance of a building permit for any phase of development shall establish the PUD. The applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further action, cause the PUD ordinance to be null and void. With respect to a map amendment approved in conjunction with a PUD ordinance, the applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further action, cause the the map amendment ~~shall~~ to be null and void and the property ~~shall~~ to revert to its zoning classification immediately prior to the PUD application.

9.8.2. *Extension.* The applicant may apply for an extension of the one-year application period prescribed in Sections 9.6.1 and 9.8.1. The applicant is limited to one 12-month extension under each section. An application for extension shall be filed with the ~~Bureau of Administration~~ Department of Building and Zoning before the expiration of the applicable time period and shall be accompanied by a fee established by the Cook County Board of Commissioners. The ~~Bureau of Administration~~ Department of Building and Zoning may recommend, and the Cook County Board of Commissioners may approve, the application for an extension for good cause shown. Failure to apply for an extension in the time

prescribed shall render the application null and void.

ARTICLE 13. ADMINISTRATION AND ENFORCEMENT

13.3. - Zoning Board of Appeals.

13.3.1. Membership. The Zoning Board of Appeals shall be composed of seven members: five voting members who shall be appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners; and two ex-officio, nonvoting members, consisting of the Chairman of the ~~Building and Zoning and Building~~ Committee of the Cook County Board of Commissioners and the ~~Chief Administrative Officer~~ Chief of the Bureau of Economic Development of Cook County. Ex-officio members may be represented by a designee at any hearing or meeting of the Zoning Board of Appeals. As of June 1, 2013, voting members shall receive compensation of \$500.00 per official meeting of the Zoning Board of Appeals where the member participates in person or by viewing a record of proceeding where action is required not to exceed \$12,000.00, with no other fringe or pension benefits, and an allowance for expenses as provided by the Cook County Board of Commissioners in its annual appropriation Ordinance. The Zoning Board of Appeals shall report the number of official meetings it has conducted on a quarterly basis to the Cook County Board of Commissioners. Members of the Zoning Board of Appeals serving at the time of adoption of this ordinance shall serve for the remaining term of their appointments, or until their respective successors are appointed. All new and renewed terms of office for Zoning Board of Appeals members shall be for five years.

One of the members of the Zoning Board of Appeals shall be designated by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners as Chairman of the Zoning Board of Appeals, and shall hold office until a successor is appointed. The President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners shall have the power to remove for cause any member of the Zoning Board of Appeals. Vacancies on the Zoning Board of Appeals shall be filled by appointment of the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners for the unexpired term of the member whose position has become vacant.

13.3.2. Jurisdiction. The Zoning Board of Appeals is vested with the following jurisdiction and authority:

- A. Hear and decide appeals from any order, requirement, decision or determination made by the Department of Building and Zoning under this ordinance.
- B. Hear and make recommendations to the Cook County Board of Commissioners on applications for authorized variations~~ances~~, on variations~~ances~~ from any quantitative requirement of this ordinance, and for all applications referred by the Department of Building and Zoning or the Cook County Board of Commissioners.

- C. Hear applications for special uses, planned unit developments, map amendments and unique uses as set forth in this ordinance. The Zoning Board of Appeals shall report its findings and recommendations to the Cook County Board of Commissioners.
- D. Conduct hearings at the request of the Cook County Board of Commissioners for map amendments to this ordinance and make recommendations to the Board of Commissioners.
- E. Conduct hearings at the request of the Cook County Board of Commissioners for text amendments to this ordinance and make recommendations to the Board of Commissioners.
- F. Conduct hearings at the request of the Cook County Board of Commissioners for amendments to the Cook County Comprehensive Land Use and Policies Plan and make recommendations to the Board of Commissioners.
- G. Initiate, direct and review studies of this ordinance and make recommendations to the Zoning and Building Committee of the Cook County Board of Commissioners.
- H. Hear and decide matters as set forth in this ordinance and matters referred to it by the Cook County Board of Commissioners.
- I. Duties as the Cook County Board of Commissioners shall by ordinance, resolution or direction provide.

13.3.3. Meetings and rules. The meetings of the Zoning Board of Appeals shall be held at the call of the Chairman at such times as the Zoning Board of Appeals may determine. Hearings conducted by the Zoning Board of Appeals shall be considered public meetings under the Illinois Open Meetings Act and shall be held in conformance with the Illinois Open Meetings Act. Ex-officio members, or their designees, may fully participate in meetings, but shall not vote on any matters before the Zoning Board of Appeals. For purposes of conducting a public meeting, a quorum of four members shall be present in person at the meeting, and two of the four members present may be ex-officio members or their designees. For purposes of conducting a vote at a public meeting, three voting members must be present in person at the meeting. Any person may appear and testify at a hearing. The Chairman or Acting Chairman may administer oaths and subpoena witnesses. The Zoning Board of Appeals shall keep minutes of its proceedings showing the vote of each member upon each question. If any voting member is absent or fails to vote, that shall be reflected in the minutes. Zoning Board of Appeals voting members may not vote by proxy. Records shall be kept of all hearings and other official actions of the Zoning Board of Appeals. Applications, exhibits and all documents filed by applicants, as well as transcripts of hearings if provided, meetings, testimony and deliberations, shall constitute the record of the Zoning Board of Appeals. The Secretary of the Zoning Board of Appeals shall be the keeper of the records. The Zoning Board of Appeals shall adopt its own rules and procedures, not in conflict with this ordinance or with applicable State of Illinois Statutes, and may select or appoint such officers as it deems necessary. A copy of every rule, regulation, amendment, order, requirement, decision or determination of the Zoning Board of Appeals shall be filed immediately with the Department of Building and Zoning

and shall be a public record.

13.3.4. Decisions. The decisions and findings of the Zoning Board of Appeals, except as provided in 13.3.5, shall be final administrative decisions and shall be subject to review as provided by law.

13.3.5. Appeals from decisions of the Zoning Administrator.

The Zoning Board of Appeals shall hear and decide appeals from an administrative order, requirement or determination of the Department of Building and Zoning under this ordinance.

An appeal may be taken to the Zoning Board of Appeals by any person or entity or by any officer, department, board or bureau aggrieved by a decision of the Department of Building and Zoning under this ordinance. An appeal shall be taken within 35 days after the date of the Department of Building and Zoning's decision by filing with the Zoning Administrator and the Zoning Board of Appeals a notice of appeal specifying the grounds for the appeal. Notice of appeal shall be given to all persons or entities entitled to receive notice as provided by Section 13.7.3.

The Zoning Board of Appeals shall select a reasonable time and place for hearing an appeal and give notice to the aggrieved person or entity and the Department of Building and Zoning. The hearing shall take place within 30 days after the Zoning Board of Appeals receives notice of appeal.

The Zoning Board of Appeals shall render a written decision on the appeal within 30 days after the hearing. The Zoning Board of Appeals shall forward its decision to all parties of record. The Zoning Board of Appeals may affirm, reverse, wholly or in part, or modify a decision of the Department of Building and Zoning. A written decision of the Zoning Board of Appeals shall contain findings of fact which support its decision. If the Zoning Board of Appeals affirms the decision of the Department of Building and Zoning, the decision of the Zoning Board of Appeals is a final administrative determination and shall be subject to review as provided by law.

If the Zoning Board of Appeals reverses the decision of the Department of Building and Zoning, the Department of Building and Zoning has the right to appeal the Zoning Board of Appeals' decision to the Cook County Board of Commissioners. The matter shall be heard upon the record of the Zoning and Building Committee, or a subcommittee, ("Committee") of the Cook County Board of Commissioners. No additional testimony shall be taken and no additional documents shall be filed. The Committee shall provide notice of its hearing of an appeal as provided in this section. The Committee may affirm, reverse, wholly or in part, or modify the decision of the Zoning Board of Appeals.

If the Committee reverses the Zoning Board of Appeals, the decision of the Committee shall be a final administrative determination and shall be subject to review as provided by law. The Secretary of the Zoning Board of Appeals shall maintain complete records of all actions relative to appeals.

13.3.6. Secretary of the Zoning Board of Appeals.

- A. The Secretary of the Zoning Board of Appeals shall be appointed by the President of the Cook County Board of Commissioners.

B. Duties of the Secretary of the Zoning Board of Appeals shall be as follows:

1. Maintain records of the Zoning Board of Appeals.
2. Forward to the County Board of Commissioners final findings of fact and recommendations of the Zoning Board of Appeals for map amendments and special uses and such other matters under this ordinance which require consideration or action by the Cook County Board of Commissioners.
3. Administer duties which may be delegated to the Secretary by the Cook County Board of Commissioners and the Zoning Board of Appeals.

13.4. – Building permits/zoning certificates.

13.4.1. Application. An application for a building permit shall be deemed an application for a zoning certificate. An application shall be accompanied by the following:

- A. Plat of survey, ~~in triplicate~~, drawn to scale and showing actual dimensions of lots and blocks, as required by the Department of Building and Zoning. The plat shall be dated within the prior ~~six-month~~five year period and it shall be certified by a land surveyor licensed by the State of Illinois as a true copy of the property according to the registered or recorded plat of subdivision.
- B. Site plan signed and sealed by a registered professional engineer in the State of Illinois, in triplicate, drawn to scale in such form as may be prescribed by the Department of Building and Zoning. The site plan shall show the ground area, height and bulk of the building or structure, building lines in relation to lot lines, use to be made of the building, structure or land and such other information as may be required by the Department of Building and Zoning.

13.4.2. Procedure. A copy of each plat of survey and site plan shall be attached to the application for a building permit when it is submitted to the Department of Building and Zoning for zoning certification. The Department of Building and Zoning shall retain the application, attached plats and plans as public records.

13.6. – ~~Variations~~variances.

13.6.1. Purpose. In order to provide a streamlined approval process for minor modifications of selected zoning standards, the Zoning Administrator is hereby given the authority to review and approve applications for variances of ten percent or less of the regulations as to location of structures or as to bulk requirements without referral to the Zoning Board of Appeals and without a public hearing in accordance with this ordinance. The Zoning Board of Appeals, after a public hearing, shall recommend to the Cook County Board of Commissioners to grant or deny all other ~~authorized variations~~variances under this ordinance. In making a recommendation to grant a variance, the Zoning Board of Appeals shall make findings of fact in accordance with standards prescribed in this ordinance for ~~variations~~variances, and shall also find that there are practical difficulties or particular hardships which prevent the applicant from strictly following regulations of this ordinance.

13.6.2. Application, hearing, and notice of hearing.

A. An application for a ~~variation~~variance shall be filed ~~in triplicate~~ with, and shall contain

such information as required by, the Department of Building and Zoning. Electronic submission of application and supporting documents shall be encouraged. Applications for sign variances will also require the submittal of one detailed, signed and sealed architectural drawing of the proposed sign and a detailed sketch and/or rendering of the sign. In addition, the applicant shall file a sworn affidavit containing a complete list of the names and last known addresses of the owners of properties on lots lying within 150 feet of the property lines of the lot for which the variance is sought with his or her variance application, whose names appear on the Cook County tax records. Only the name and last known address of the condominium association shall be required for condominium developments that are located within 150 feet from the subject property. The Zoning Administrator shall reject applications for variations which do not comply with the provisions of this ordinance. Applications for sign variances will also require the submittal of one detailed, signed and sealed architectural drawing of the proposed sign and a detailed sketch and/or rendering of the sign. A copy of each application for variance which complies with the provisions of this ordinance shall be forwarded by tThe Department of Building and Zoning shall forward one copy of the application to the Cook County Board Commissioner in whose district the property is located. The application shall contain such information as required by the rules of the Department of Building and Zoning.

The Zoning Board of Appeals shall hold at least one a public hearing on each application for a variance, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article. An authorized representative of any County department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. However, the hearing will not be transcribed by a court reporter unless requested by the Zoning Board of Appeals or another interested party, and in that case the cost of the transcription must be borne by the person requesting it. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, nor shall the Zoning Board of Appeals grant, more than one continuance.

- C. Notice of the time and place of a public hearing for all variance applications, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article, shall be published by the Zoning Board of Appeals at least once, not less than 15 days nor more than 30 days, before the hearing in a newspaper of general circulation in Cook County. The published notice may be supplemented by additional notice as required by the rules of the Zoning Board of Appeals. In addition, written notice of public hearings, including the reference number assigned by the Zoning Board of Appeals, and the place, date, and time of the hearing shall be given not less than seven days or more than 45 days before the hearing, by the Zoning Board of Appeals shall be as follows: A.. Notices shall be given to the clerk of each municipality within 1½ miles of the subject property current real estate tax assesses, as shown on the records of the County Tax

~~Collector, and to all persons whose names are listed on mailboxes, doorbells or signs on lots lying within 150 feet of the property lines of the lot for which the variation~~ nee is sought in the sworn affidavit filed by the applicant with his or her variance application. When a condominium development is within 150 feet of the subject property, n Notice need only be sent to the condominium association of condominium developments that are located within 150 feet from the subject property. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property. B. Notices should be in writing and shall give the variation number assigned by the Zoning Board of Appeals, the place, date and time of the hearing and shall be given not less than seven days nor more than 45 days before the hearing. The applicant shall file a sworn affidavit containing a complete list of the names and last known addresses of the owners of the properties and other entities required to be served, The Zoning Board of Appeals shall maintain a record of the method of service, and the names and last known addresses of the persons served with copies of the notice. The affidavit shall create a presumption that notice was given as required.

13.6.3. Standards. The Zoning Board of Appeals shall not recommend to the Board of Commissioners that it grant or deny a variance, unless the Zoning Board of Appeals first makes written findings of fact on each of the following standards based upon evidence presented:

- A. Physical surroundings, shape or topographical condition of the property would result in hardship upon the owner, as distinguished from a mere inconvenience, if the provisions of this ordinance were followed.
- B. Conditions which are unique to the property exist and are not applicable to other properties within the same zoning classification.
- C. ~~Variation~~ nee sought is not based exclusively upon a desire to make the property more profitable.
- D. Hardship or alleged difficulty is caused by this ordinance and not by any person presently having an interest in the property.
- E. ~~Variation~~ nee will not be detrimental to the public welfare or injurious to other properties or improvements in the neighborhood.
- F. ~~Variation~~ nee will not impair an adequate supply of light and air to adjacent properties, substantially increase congestion in the public streets, increase the danger of fire, cause increased flooding risk to adjacent property, endanger public safety or substantially diminish or impair property values within adjacent neighborhoods.

13.6.4. Conditions and restrictions. The Zoning Board of Appeals may recommend to the Board of Commissioners such conditions and restrictions upon the premises benefited by a ~~variation~~ nee as may be necessary to reduce or minimize the effect of the ~~variation~~ nee upon other properties in the neighborhood and to better carry out the general intent of this ordinance. Failure of the applicant to comply with conditions and restrictions imposed shall constitute a violation of this ordinance.

13.6.5. Authorized variations. A ~~variation~~variation from the regulations of this ordinance may be granted by the Cook County Board of Commissioners only in the following instances and in accordance with standards set forth in this ordinance:

- A. Permit a yard or setback less than the yard or setback required by this ordinance.
- B. Permit the use of a lot or lots for a use which is otherwise prohibited solely because of the insufficient area or width of the lot or lots. The Cook County Board of Commissioners shall not grant a ~~variation~~variation which results in the division of a conforming lot or lots into ~~two or more~~ any nonconforming lots. The Cook County Board of Commissioners shall not allow a lot less than 40,000 square feet to be used for an individual septic system and water supply system, unless the Cook County Department of Public Health has approved the systems.
- C. Permit the same off-street parking facility to qualify as a facility for two or more uses, provided the substantial use of the facility by each user does not take place at the same hours of the same days of the week.
- D. Reduce required off-street parking or off-street loading facilities.
- E. Increase the maximum distance that required parking spaces are permitted to be located from the use served.
- F. Increase dimensions or square footage of signs as provided in Article 12 and Ordinance No. 02-O-05.
- G. Increase the maximum gross floor area of any use required by this ordinance.
- H. Grant ~~variations~~variations for property located in a floodplain in accordance with the Floodplain Ordinance for Cook County, Illinois.
- I. Reduce lot size when property has been diminished in size by eminent domain or by a conveyance in lieu of an eminent domain proceeding.
- J. Grant height ~~variations~~variations for freestanding cellular tower facilities as provided in Ordinance No. 01-O-32. No height ~~variation~~variation for a cellular radio facility which is attached to or installed on a building shall be allowed.
- K. Grant height ~~variations~~variations for fences.

13.6.6. Recommending variations. A majority vote of three of the five voting members of the Zoning Board of Appeals is required to recommend to the Cook County Board of Commissioners to grant or deny a ~~variation~~variation. No decision of the Cook County Board of Commissioners granting a ~~variation~~variation shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

6.7. Action by the Cook County Board of Commissioners.

- A. Final action shall not be taken by the Cook County Board of Commissioners on an application for a ~~variation~~variance until the Zoning Board of Appeals' findings of fact and recommendations have been received.
- B. ~~Variations~~variances shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended approval of a proposed ~~variation~~variance or where there has been a written protest filed against a proposed ~~variation~~variance in accordance with Section 13.13 of this ordinance.
- C. ~~Applications for variations shall be deemed denied if the Cook County Board of Commissioners has not taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. The 60-day period may be extended if a request for an extension is made by the applicant.~~
- ~~D.~~ The Cook County Board of Commissioners may impose conditions and restrictions upon a ~~variation~~variance in order to assure that the public health, safety and welfare is adequately protected.

13.6.8. Effect of denial. An application for a ~~variation~~variance which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the Zoning Board of Appeals.

13.6.9. Administrative Adjustments. An application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements may be granted by the Zoning Administrator without referral to the Zoning Board of Appeals and without a public hearing provided that:

- A. The Zoning Administrator has not granted an application for variance of ten percent or less of the regulations as to location of the same or similar structure or bulk requirements submitted by the same applicant in the past 5 years from the date of application;
- B. Proof of compliance with the notice requirements to owners of the adjoining properties is submitted by the applicant, in accordance with the rules of the Department of Building and Zoning;
- C. No objection is submitted by the owners of the adjoining properties, in accordance with the rules of the Department of Building and Zoning;
- D. The Zoning Administrator finds that the variance sought eliminates an unnecessary inconvenience to the applicant and will have no appreciable adverse impact on the

health, safety, or general welfare of adjoining property owners or the general public;

- E. A copy of the application is forwarded to the Cook County Board Commissioner in whose district the property is located with a notice of intent to grant the variance without referral to the Zoning Board of Appeals and without a public hearing; and
- F. No objection is submitted by the Cook County Board Commissioner in whose district the property is located within 14 days of the date of the notice of intent to grant the variance.

If any of the above conditions are not met, the Zoning Administrator shall refer the application for variance to the Zoning Board of Appeals.

In granting an application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements, the Zoning Administrator may impose conditions and restrictions upon a variance sought under this Section in order to assure that the public health, safety and welfare is adequately protected. No decision of the Zoning Administrator granting a variance shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

13.7. - Map amendments.

13.7.1. Authority. The districts established by this ordinance may be amended by the Cook County Board of Commissioners. No map amendment shall be made without consideration of existing conditions, property values, trends of development and uses to which property is devoted.

13.7.2. Initiation. A map amendment may be proposed by the President or a member of the Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A map amendment shall be initiated as provided in this article.

13.7.3. Notice of application. An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a map amendment by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property. ~~The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records.~~ For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President of a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply.

If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.7.4. Application.

- A. ~~An a~~Applications for a map amendment shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original ~~and 15 copies of the~~ application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed map amendment will conform to the standards set forth in this article. The applicant shall ~~attest~~disclose, and the Department of Building and Zoning shall independently verify, ~~that no~~whether a judicial proceeding for a violation of any Cook County ordinance is pending pertaining to the subject property.
- B. Applicants shall ~~furnish to~~file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons ~~to be served with notice pursuant to 13.7.3.. Applicant(s) shall also furnish a written statement to the Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.~~
- C. ~~Notices, as set forth in this article, shall be served by the Secretary of the Zoning Board of Appeals when the applicant is either the President or a member of the Cook County Board of Commissioners. Notice shall be served not less than 15 days nor more than 30 days before a scheduled public hearing.~~
- D. Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 13.7.9. (A).

Applications which fail to comply with this Section shall be returned by the Zoning Administrator to the applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator ~~may~~shall retain one copy of the application and supporting documents.

13.7.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. Property.

- 1. Applicants of property held in a land trust, shall disclose the identity of each

beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

2. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate shall be listed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation shall be disclosed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

B. Applicant.

1. Applicants acting as agents or nominees shall disclose their agency relationship shall be disclosed and the name and address of the principals and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed as set forth. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants who are either the President or a member of the Cook County Board Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants who are a partnerships or associations of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent interest ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
4. Applicants who are a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

~~C. Applications which fail to comply with this Section shall be returned by the Zoning Administrator to the applicant. The Zoning Administrator shall retain one copy of the application and supporting documents.~~

13.7.6. Processing applications.

Upon receipt of a complete application for map amendment, and at least 15 days before a scheduled hearing date, tThe Zoning Board of AppealsDepartment of Building and Zoning shall forward a copy of the application, including the applicant's proposed

findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review ~~at least 30 days before a scheduled hearing date.~~ Each reviewing department shall submit recommendations and comments ~~to the Secretary of the Zoning Board of Appeals~~ at least ~~three~~seven days before the scheduled hearing date. ~~In addition, the Zoning Board of Appeals shall provide notice of the availability of the application and supporting documents for inspection and copying to the superintendents of local school districts, the fire chiefs of local fire protection districts, the township highway commissioner, the township clerk and municipalities within 1½ miles from the subject property.~~

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

A. Department of Planning and Development.

1. Economic impact.
2. Community need.
3. Trend of development.
4. Demographics.
5. Property values.

B. Department of Building and Zoning.

1. Site plan review.
2. Land use and permit review of properties in the vicinity of the proposed use.
3. Lot size.
4. Subdivision regulations.

C. Department of Highways.

1. Wetland mitigation and compensation.
 2. Floodway and floodplain capacity and storage.
 3. Drainage detention requirements.
 4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.
 5. Subdivision regulations.
 6. Drainage, utilities, road easements and dedications.
-
7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.
 8. Erosion and sediment control requirements.

D. Forest Preserve Districts.

1. Compatibility of the proposed use with Forest Preserve holdings.
2. Impact on value of Forest Preserve holdings.
3. Future Forest Preserve acquisitions.

E. Department of Public Health.

1. Lot sizes for private septic systems and wells.
2. Subdivision regulations.
3. Swimming pools.
4. Public or community well and septic or sewage systems.
5. Health and safety concerns.

F. Department of Environmental Control.

1. Noise and odor regulations.
2. Soil geology and composition.
3. Wetland mitigation and compensation.
4. Discharges of effluent and particulate into the air, land and water.
5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The Cook County departments' recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.7.7. Notice of public hearing.

- A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property proposed to be rezoned in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a rezoning hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."
- B. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing, by the Zoning Board of Appeals to the clerk of each municipality within 1½ miles of the property

proposed to be rezoned. ~~Notice shall also be sent, in the same manner, to the clerk of the township in which the property is located the superintendent of each school district and the fire chief of the local fire protection district in which the property is located.~~ The applicant shall serve written notice, by certified mail, with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested map amendment. ~~In addition, notice of all hearings shall be sent to each civic or property owners' organization requesting notice of hearings on map amendments. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing.~~ Supplemental or additional notices may be published or distributed as prescribed by the Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant. Applicant shall submit proof of mailing for all required notices. Applicants shall also furnish a sworn affidavit to the Zoning Board of Appeals certifying compliance with the notice requirements of this ordinance.

- C. Except as indicated in subsection B, the aApplicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for the adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, at the expense of the applicant, is given.
- D. ~~Copies of an application shall be served in person or by certified mail on the owners of record within ten days after the application is filed when the applicant is the President or a member of the Cook County Board of Commissioners. Where the application is filed by a person having an interest in the subject property, a notice and copy of the application shall be served in like manner upon persons or entities having an interest in the property. .~~ When the applicant is the President or a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing. Notice and service requirements shall be in addition to posting and publishing requirements of this article.

13.7.8. Hearing.

The Zoning Board of Appeals shall hold ~~at least one~~ a public hearing on each application for a map amendment ~~in the township in which the property is located.~~ aAn authorized representative of any County department that provided comment on the application shall

testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. Provided, that if the owner of any property affected by such proposed map amendment submits a written request to the Zoning Board of Appeals within 14 days of referral by the Cook County Board of Commissioners, Committee on Building and Zoning, such hearing shall be held in the township or road district affected by the terms of such proposed amendment, as provided by State law. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, nor shall the Zoning Board of Appeals grant, ~~more than one~~ continuance. The hearing shall be transcribed by a court reporter of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.7.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

- A. Evidence submitted shall be reviewed by the Zoning Board of Appeals to determine whether the proposed use benefits public health, safety and welfare with respect to the following standards:
 - 1. Uses of surrounding property.
 - 2. Zoning classification of surrounding property.
 - 3. Suitability of the subject property for the use permitted under the existing zoning classification.
 - 4. Trend of development in the area.
 - 5. Length of time the property has been vacant as zoned considered in the context of land development in the surrounding area.
 - 6. Extent to which property values are diminished by particular zoning restrictions.
 - 7. Need in the community for the proposed use.
 - 8. Consistency with the Cook County Comprehensive Land Use and Policies Plan.

- B. ~~Applicants shall submit one original and 15 copies of proposed findings of fact documenting how the proposed amendment meets the standard to the Zoning Board of Appeals within 30 days of the public hearing. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30 day extension of time for the applicant to submit findings of fact. The Zoning Board shall, within seven days from receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioners in whose district the property is located, the Cook County Department of Planning~~

~~and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, the Cook County Department of Environmental Control, to each municipality within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals. The applicant or its representative may, within 14 days of the response period, review and/or furnish the Zoning Board of Appeals with any reply to the written responses filed.~~

- ~~C.~~ ~~Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall prepare findings of fact and recommendations in accordance with this article.~~
- ~~D.~~ Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 90 days after the close of a public hearing on a proposed map amendment. The Zoning Board of Appeals and shall be submitted its findings and recommendations to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The 90-day period may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article. Failure of the Applicant to provide a transcript of the hearing within 60 days following the hearing shall void the application.
- ~~E.~~ C. Recommendation for the adoption of a proposed map amendment shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.7.10. Action by the Cook County Board of Commissioners.

- A. Final action shall not be taken on a proposed map amendment by the Cook County Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.
- B. Map amendments shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning

Board of Appeals has not recommended adoption of a proposed map amendment or where there has been a written protest filed against a proposed map amendment in accordance with this article.

- ~~C. Applications for map amendments shall be deemed denied if the Cook County Board of Commissioners has not taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. The 60-day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.~~
- ~~D.~~ Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.
- ~~E.~~ D. Map amendments granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.7.11. Effect of denial. An application for a map amendment which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the Cook County Board of Commissioners.

13.7.12. Text amendments. The Cook County Board of Commissioner's home rule authority to amend the text of this ordinance shall not be limited by this article.

13.8. - Special uses.

13.8.1. Purpose. The development and execution of this ordinance is based upon the division of Cook County into zoning districts. In addition to permitted uses, there are special uses which may be necessary because of the unusual characteristics or services special uses provide to the public. Special uses require case-by-case consideration to determine public need, appropriate location, impact on adjacent, existing or future uses and compatibility to the planned development of the community. Special uses fall into two categories.

- A. Uses publicly operated or traditionally associated with a public interest.
- B. Uses generally consistent with permitted uses which give rise to unique problems or benefits by virtue of their impact on neighboring property, public facilities or Cook County as a whole.

13.8.2. Initiation. A special use may be proposed by the President or a member of the Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A special use shall be initiated as provided in this article.

13.8.3. Notice of application. Applicants shall, not less than 15 days nor more than 30 days before filing an application, serve written notice of intent to apply for a special use; by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot line of the subject property, only

the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys, other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President of a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.8.4. Application.

- A. An applications for a special use shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original ~~and 15 copies of the~~ application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed special use will conform to the standards set forth in this article. The applicant shall attest, and the Department of Building and Zoning shall independently verify, ~~that whether~~ there is ~~no~~ a judicial proceeding for a violation of any Cook County ordinance pending pertaining to the subject property.
- B. Applicants shall provide a development plan or schedule for phased development of the special use if the special use is not intended to be established within one year. Upon approval, the development plan or schedule for the phased development shall be considered as a limitation and condition on the special use permit.
- C. Applicants shall ~~furnish~~ file with to the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.8.3. ~~The applicant shall also furnish a written statement to the Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.~~
- D. ~~Notices, as set forth in this article, shall be served by the Secretary of the Zoning Board of Appeals when the applicant is either the President or a member of the Cook County Board of Commissioners. Notice shall be served not less than 15 days nor more than 30 days before a scheduled public hearing.~~
- E. Applications shall be accompanied by proposed findings of fact addressing each of the standards in 13.8.9 (A).

Applications shall be accompanied by a fee as established by the Cook County Board of

Commissioners in order to be deemed complete.

Applications which fail to comply with this section shall be returned by the Zoning Administrator to the applicant, and the accompanying fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

13.8.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. Property.

1. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning ~~three~~^{five} percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

B. Applicant.

1. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property, shall be disclosed. If the principals are not individuals, the identity of the principals shall be disclosed as set forth below. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants who are either the President or a member of the Cook County Board of Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants who are partnerships or associations of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five percent interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
4. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

~~C. Applications which fail to comply with this article shall be returned by the Zoning Administrator to the applicant. The Zoning Administrator shall retain one copy of~~

~~the application and supporting documents.~~

13.8.6. Processing applications.

~~Upon receipt of a complete application for special use, and at least 15 days before a scheduled hearing date, the Zoning Board of Appeals~~Department of Building and Zoning shall forward a copy of the complete application for special use, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, ~~the Cook County Department of Building and Zoning,~~ the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for reviewat least 30 days before a scheduled hearing date. ~~Each reviewing department shall submit recommendations and comments to the Secretary of the Zoning Board of Appeals at least three days before the scheduled hearing date. In addition, the Zoning Board of Appeals shall provide notice of the availability of the application and supporting documents for inspection and copying to the superintendent of local school districts, the fire chiefs of local fire protection districts, the township highway commissioner, the township clerk and municipalities within 1½ miles from the subject property. Each reviewing department shall submit recommendations and comments at least 7 days before the scheduled hearing date.~~

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.
 - 1. Economic impact.
 - 2. Community need.
 - 3. Trend of development.
 - 4. Demographics.
 - 5. Property values.
- B. Department of Building and Zoning.
 - 1. Site plan review.
 - 2. Land use and permit review of properties in the vicinity of the proposed use.
 - 3. Lot size.
 - 4. Subdivision regulations.
- C. Department of Highways.
 - 1. Wetland mitigation and compensation.
 - 2. Floodway and floodplain capacity and storage.
 - 3. Drainage detention requirements.
 - 4. Roads, bridges, culverts, driveways, sidewalks, ingress and egress and access control.
 - 5. Subdivision regulations.
 - 6. Drainage, utilities and road easements and dedications.
 - 7. Criteria from other regulatory agencies such as the Metropolitan Water

Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.

8. Erosion and sediment control requirements.
- D. Forest Preserve District.
 1. Compatibility of the proposed use with Forest Preserve holdings.
 2. Impact on value of Forest Preserve holdings.
 3. Future Forest Preserve acquisitions.
- E. Department of Public Health.
 1. Lot sizes for private septic systems and wells.
 2. Subdivision regulations.
 3. Swimming pools.
 4. Public or community well and septic or sewage systems.
 5. Health and Safety concerns.
- F. Department of Environmental Control.
 1. Noise and odor regulations.
 2. Soil geology and composition.
 3. Wetland mitigation and compensation.
 4. Discharges of effluent and particulate into the air, land and water.
 5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The County department's recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.8.7. Notice of public hearing.

- A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which a special use application has been filed in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."
- B. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing by the Zoning Board of Appeals to the Clerk of each municipality within 1½ miles of the property for which the special use application has been filed. ~~Notice shall also be sent, in the same manner,~~ to the clerk of the township in which the property is located and to

the superintendent of each school district and the fire chief of the local fire protection district in which the property is located. An applicant shall serve written notice, by certified mail, with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested special use. ~~In addition, notice of all hearings shall be sent to each civic or property owners' organization requesting notice of hearings on special uses. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing.~~ Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant. Applicant shall submit proof of mailing for all required notices. Applicant shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.

- C. Except as indicated in subsection B, the aApplicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, at the expense of the applicant, is given.
- D. When the applicant is the President or a member of the Cook County Board of Commissioners, Copies of an application notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing in person or by certified mail on the owners of record within ten days after the application is filed when the applicant is the President or a member of the Cook County Board of Commissioners. Where the application is filed by a person having an interest in the subject property, a notice and copy of the application shall be served in like manner upon all other persons or entities having an interest in the property. Notice and service requirements shall be in addition to posting and publishing requirements of this article.

13.8.8. Hearing.

The Zoning Board of Appeals shall hold ~~at least one~~ a public hearing on each application for a special use ~~in the township in which the property is located~~. An authorized representative of any county department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The

hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, nor shall the Zoning Board of Appeals grant, more than one-a continuance. The hearing shall be transcribed by a court reporter of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.8.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

- A. Special uses shall not be recommended by the Zoning Board of Appeals unless it makes written findings of fact consistent with the following standards:
 - 1. Establishment, maintenance or operation of the special use will not be detrimental to or endanger public health, safety or general welfare.
 - 2. Establishment, maintenance or operation of the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the neighborhood.
 - 3. Establishment, maintenance or operation of the special use will not impede the normal and orderly development and improvement of surrounding property for permitted uses.
 - 4. Adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
 - 5. Adequate measures have been, or will be, taken to provide ingress and egress designed to minimize traffic congestion in public streets.
 - 6. Establishment, maintenance or operation of the special use shall in all other respects conform to all Cook County ordinances, unless otherwise authorized by the Cook County Board of Commissioners pursuant to the recommendation of the Zoning Board of Appeals.
- B. ~~Applicants shall submit one original and 15 copies of proposed findings of fact documenting how the proposed special use meets the standards, to the Zoning Board of Appeals within 30 days of the public hearing. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30-day extension of time for the applicant to submit findings of fact. The Zoning Board of Appeals shall, within seven days of receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental~~

~~Control to each municipality within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals. The applicant or its representative may, within 14 days of the response period, review and/or furnish the Zoning Board of Appeals with any reply to the written response filed.~~

~~C. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall forward findings of fact and recommendations in accordance with this article.~~

~~D. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 90 days after the close of a public hearing on a proposed special use and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Zoning Board of Appeals shall submit its findings and recommendations to the Cook County Board of Commissioners. The 90-day period may be extended by the Zoning Board of Appeals for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article.~~

E. Recommendation for the adoption of a proposed special use shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.8.10. Conditions and guarantees. The Zoning Board of Appeals may recommend, and the Cook County Board of Commissioners may impose, conditions and restrictions upon a special use to assure compliance with standards and requirements of this ordinance. The Cook County Board of Commissioners may require evidence and guarantees to ensure that the applicant complies with the conditions and restrictions of the special use. Failure of the applicant to comply with such conditions or restrictions shall constitute a violation of this ordinance.

13.8.11. Action by the Cook County Board of Commissioners.

A. Final action shall not be taken on a proposed special use by the Cook County

Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.

- B. Special uses shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed special use or where there has been a written protest filed against a proposed special use in accordance with this article.
- C. ~~Applications for special uses shall be deemed denied if the Cook County Board of Commissioners has not taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. The 60 day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.~~
- ~~D.~~ Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.
- ~~E.~~ D. Special uses granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.8.12. Planned unit developments. A planned unit development shall conform to the requirements in Article 9.

13.8.13. Effect of denial. Applications for special uses which have been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on the grounds of new evidence or proof of changed conditions found to be valid by the Cook County Board of Commissioners.

13.8.14. Revocation. A special use which has been approved but not established on a zoning lot within one year or as otherwise provided by the special use permit shall be null and void. A special use is established on the date of issuance of a building permit. The Zoning Board of Appeals shall not have authority to extend the time limitation contained in a special use permit. If a special use is revoked by operation of this provision, and if the special use was granted in conjunction with a map amendment, the map amendment shall be revoked concurrently with revocation of the special use. Upon revocation, zoning of the subject property shall revert to the prior zoning classification unless otherwise authorized by the Cook County Board of Commissioners.

ARTICLE 14. RULES AND DEFINITIONS

Map Amendment. An amendment to the zoning map which modifies a property's zoning designation.

Telecommunications carrier, wireless communication transmitting and receiving facility.

A "telecommunications carrier, wireless communication transmitting and receiving facility" is a facility which consists of a combination of improvements and equipment, including but not limited to towers, antennas, wires, electrical cabinets, and foundations, that is operated pursuant to applicable federal licenses and includes antenna devices by which signals are transmitted and/or received.

Text Amendment. A change in the development standards in one or more zoning districts.

Effective Date: This Proposed Ordinance Amendment shall be in effect immediately upon passage and approval.

*** Referred to the Zoning and Building Committee on July 17, 2013.**

Vice Chairman Murphy, seconded by Commissioner Steele, moved the approval of Communication No. 324315. The motion carried.

Vice Chairman Murphy, seconded by Commissioner Tobolski, moved to accept the Substitute Ordinance Amendment for Communication No. 324315. The motion carried, and Communication No. 324315 was SUBSTITUTED, as follows:

SUBSTITUTE ORDINANCE AMENDMENT FOR COMMUNICATION NO 324315

Sponsored by TONI PRECKWINKLE, President, and PETER N. SILVESTRI, County Commissioner

AMENDING ZONING ORDINANCE

BE IT ORDAINED, by the Board of Commissioners of Cook County that Appendix A, Zoning, Article 8, General Provisions, Section 8.6, Article 9, Planned Unit Development, Sections 9.5 through 9.8, Article 13, Administration and Enforcement, Sections 13.3, 13.4, 13.6, 13.7, and 13.8, and Article 14, Rules and Definitions, of the Cook County Code shall be amended as follows:

ARTICLE 8. GENERAL PROVISIONS

8.6. - Structure height.

The following requirements qualify or supplement district regulations in this ordinance:

8.6.1. District regulations. The height of any structure shall not exceed 125 percent of the height of the tallest existing structure located within a one-quarter mile radius of the property lines of the subject site. Structures located in R-7, R-8, C-2, C-4, C-7 or C-8 zoning districts shall not be used in the calculation of tallest existing structure. Property zoned R-7, R-8, C-2, C-4, C-7 or C-8 is exempted from this provision. This provision shall not apply if no structure exists within a one-quarter mile radius.

8.6.2. Public buildings. A public hospital or institution, a public or parochial school and a public utility or public service building shall not exceed a height of 60 feet, provided the building is set back from the front, rear and side lot lines a ratio of two feet for every ten feet of building height greater than 40 feet. This height requirement shall apply in addition to rear and side yard requirements set forth in this ordinance.

8.6.3. Building appurtenances. A chimney, parapet wall, skylight, steeple, flag pole, smokestack, cooling tower, elevator bulkhead, fire tower, monument, water tower, stack,

stage tower or scenery loft, tank, ornamental tower or spire, roof garden, recreational facility, mechanical appurtenance or penthouse containing a mechanical appurtenance may exceed the height limits in this ordinance and shall not be included in building height.

8.6.4. *Planned unit developments.* The structures in a planned unit development may exceed the height limits established for the district in which the structures are located in accordance with an approved planned unit development.

8.6.5. *Airports.*

- A. Structures subject to notice under Federal Aviation Regulations shall not be constructed until it is determined by the Federal Aviation Administration that a structure will not be a hazard to aerial navigation. Applications for zoning amendments, special uses, unique uses, ~~variations~~variances or planned unit developments which involve property located within two miles of an airport shall be forwarded by the ~~Zoning Administrator or Bureau of Administration~~ Department of Building and Zoning to the Federal Aviation Administration for review and comment. In addition, plans to construct a structure exceeding 160 feet in height, regardless of location, shall be forwarded to the Federal Aviation Administration for review and comment.
- B. Data relating to an applicant's request to construct a structure within two miles of an airport shall be made available to the Federal Aviation Administration by the Department of Building and Zoning or Bureau of ~~Administration~~ Economic Development.

ARTICLE 9. PLANNED UNIT DEVELOPMENT

9.5. - Application for preliminary plan approval.

9.5.1. *Notice of application.* An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a PUD by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district serving the PUD, the fire chief of each local fire protection district serving the PUD, the township clerk and the township highway commissioner for the district serving the PUD. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found or the mailed notice is returned, the notice requirements of this provision shall be

deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

9.5.2. Application and supporting documents.

- A. ~~An applications for a PUD shall be submitted to the Department of Building and Zoning Bureau of Administration~~ in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy ~~15 copies~~ of the application and all supporting documents. The applicant shall ~~attest~~ disclose, and the ~~Bureau of Administration~~ Department of Building and Zoning shall independently verify, ~~that~~ whether a judicial proceeding for a violation of any Cook County ordinance is pending pertaining to the subject property.
- B. Applicants shall ~~furnish~~ file with ~~to the Bureau of Administration~~ Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notices pursuant to Section 9.5.1.. Applicants shall also furnish a written statement to the ~~Bureau of Administration~~ Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.
- C. ~~Applications which fail to comply with this section shall be returned by the Bureau of Administration to applicant. The Bureau of Administration shall retain one copy of the application and supporting documents.~~
- ~~D.~~ Applications shall be accompanied by the following documentation:
 - 23. Statement describing the character of the PUD and the manner in which it has been designed to take advantage of the flexibility of PUD regulations and the benefits that will accrue to the public as a result of the PUD.
 - 24. Statement of planning objectives to be achieved by the PUD.
 - 25. Statement of present and proposed ownership of all land within the proposed PUD, with supporting documentation, and an affidavit certifying that there are no delinquent taxes on the whole or any part of the property.
 - 26. Development schedule indicating stages in which the proposed PUD will be built and approximate dates for beginning and completion of each construction stage.
 - 27. Proposed agreements, provisions or covenants which will govern the use, maintenance, operation and improvement of the proposed PUD and any of its common open space.
 - 28. Statement indicating the density of uses including total number of dwelling units per acre, number of units by type, number of buildings by type and number of bedrooms in each building and dwelling unit type.
 - 29. Statement detailing the type and amount of nonresidential uses including the total amount of common open space and net amount (open space which is not located in required yards or storm water management areas) of open space.
 - 30. Statement identifying the type and location of service facilities and off-street parking facilities, including total number of parking spaces and parking spaces per sub-area.
 - 31. Architectural plans for all primary buildings which reveal the style of the development and the building design, floor area of building types and total ground coverage of buildings.

32. Landscape plan prepared by a registered landscape architect depicting trees, plant materials, grading, excavating, berming and aesthetic features.
33. School impact study estimating the number of additional students and the financial burden the proposed PUD will have on local school districts.
34. Appraisal report prepared by an MAI appraiser demonstrating the value of the property as zoned and the value as zoned with the proposed PUD.
35. Tax impact study estimating the tax revenue to be generated by the proposed PUD and the estimated cost to various taxing bodies of providing necessary services to the PUD.
36. Traffic analysis demonstrating the adequacy of the local transportation system to handle anticipated traffic volumes generated by the proposed PUD and an analysis of the adequacy of the PUD's internal vehicular circulation system.
37. Economic feasibility study of the proposed PUD showing the need and feasibility of the proposed development.
38. Sediment and erosion control plan.
39. Report indicating the subsurface conditions on the proposed PUD land, including location and result of tests made to ascertain subsurface soil, rock and ground water conditions, depth to ground water and location and results of soil percolation tests if individual sewage disposal systems are proposed.
40. Schedule for phased development of the proposed PUD if the PUD is not intended to be established within one year. Upon approval, the development plan or schedule shall be considered as a limitation and condition on the PUD.
41. Preliminary lighting plan.
42. Survey prepared by a registered landscape architect or arborist of all trees over six inches in diameter, as measured six inches above the established grade, indicating location, species and quality.
43. Report indicating the existing and proposed pedestrian circulation system, including bicycle paths.
44. Site plan to scale depicting the following information:
 - m. Boundary lines of adjoining property within 1,000 feet of the subject property identifying parcels by PIN number, existing land use, existing zoning classification and comprehensive plan recommendation.
 - n. Location, width and purpose of easements.
 - o. Streets on and adjacent to the proposed PUD including street names, right-of-way widths, parking areas, existing or proposed centerline elevations, pavement types, sidewalks, curbs, gutters, culverts, paths and bike trails.
 - p. Utilities on and adjacent to the proposed PUD including location, size and invert elevation of sanitary, storm and combined sewers, location and size of water mains and location of gas lines, fire hydrants, electric and telephone lines and street lights.
 - q. Ground elevations on the proposed PUD at one-foot contours with spot elevations at all breaks in grades, along all drainage channels or swales and at points of special significance.
 - r. Water courses, floodplains, floodways, wetlands, marshes, rock outcrops, wooded areas, trees six inches or more in diameter, houses, accessory buildings and other significant features.
 - s. Direction and gradient of ground slope of land within 1,000 feet of the proposed PUD including embankments or retaining walls, character and location of major buildings, railroads, power lines, towers, and other nonresidential land uses or adverse influences, platted lands with

- percentage of buildup, lot sizes and dwelling types.
- t. Proposed public improvements within 1,000 feet of the proposed PUD including highways and other major improvements planned by public authorities for future construction on or near the tract.
- u. Open space and recreational areas and facilities for public use or reserved for the use of all property owners.
- v. Location, purpose and height of all buildings and structures.
- w. Name of development, site planner, north point, scale, acreage of site and date of preparation.
- x. Additional information as may be required by Cook County.

Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 9.5.10. (A).

Applications which fail to comply with this section shall be returned by the Zoning Administrator to applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

~~9.5.3. *Certification.* The Bureau of Administration shall certify that the application for preliminary plan approval is complete and that all required documentation has been submitted in full prior to scheduling a public hearing on the application.~~

~~9.5.4. *Fee.* The application shall be accompanied by a fee as established by the Cook County Board of Commissioners in order to be deemed complete.~~

9.5.4. *Verification.* The Department of Building and Zoning shall verify that the application for preliminary plan approval is complete and that all required documentation has been submitted prior to forwarding the application to the Zoning Board of Appeals, County Commissioner in whose district the property is located, and reviewing departments.

9.5.5. *Disclosure.* Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

C. *Property.*

- 4. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
- 5. Applicants of property owned by a partnership or association of two or more

persons holding a common interest, shall disclose the name and address of each partner or associate. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

6. Applicants property owned by a corporation, shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

D. *Applicant.*

4. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed in accordance with paragraph 2 below. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
5. Applicants who are a partnership or association of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent interest shall be disclosed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
6. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

~~9.5.6. *Setting hearing date.* Zoning Committee of Cook County Board of Commissioners. An application for a PUD shall be transmitted by the Bureau of Administration to the Zoning Committee of the Cook County Board of Commissioners for its referral back to the Bureau of Administration for processing. The Bureau of Administration Department of Building and Zoning shall forward a copy of the complete application and supporting documentation to the Zoning Board of Appeals which shall thereafter set a date for public hearing. The date for public hearing shall be set to permit sufficient time for review required in Section 9.5.7.~~

9.5.7. *Processing applications.* Upon receipt of a complete application for preliminary plan approval, and at least 15 days before a scheduled hearing date, (The Bureau of Administration Department of Building and Zoning, upon receipt of an application for preliminary plan approval from the Zoning Committee of the Cook County Board of Commissioners, shall forward a copy of the application, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve, the Cook County Department of Public Health and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review. In addition, the Bureau of Administration shall provide notice of the availability of

~~the application and supporting documents, for inspection and copying to the superintendents of local school districts, the fire chiefs of local fire protection districts, township highway commissioners, township clerks and municipalities within 1½ miles of the proposed PUD. The application and supporting documentation shall be forwarded to Cook County departments at least 60 days before a scheduled hearing date. Each reviewing department shall submit recommendations and comments to the Bureau of Administration at least 307 days before the scheduled hearing date.~~

~~Cook County~~ Each reviewing departments shall examine the application and supporting documentation based upon the following, as well as similar criteria:

A. Department of Planning and Development.

1. Economic impact.
2. Community need.
3. Trend of development.
4. Demographics.
5. Property values.
6. Landscape plan.

B. Department of Building and Zoning.

1. Site plan review.
2. Land use and permit review of properties in the vicinity of the proposed use.
3. Lot size.
4. Subdivision regulations.

C. Department of Transportation and Highways.

1. Wetland mitigation and compensation.
2. Floodway and floodplain capacity and storage.
3. Drainage and detention requirements.
4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.
5. Subdivision regulations.
6. Drainage, utilities, road easements and dedications.
7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies, and townships.
8. Erosion and sediment control requirements.

D. Forest Preserve District.

1. Compatibility of the proposed use with Forest Preserve holdings.
2. Impact on value of Forest Preserve holdings.
3. Future Forest Preserve acquisitions.

E. Department of Public Health.

1. Lot sizes for private septic systems and wells.
2. Subdivision regulations.
3. Swimming pools.
4. Public or community well and septic or sewage systems.
5. Health and safety concerns.

F. Department of Environmental Control.

1. Noise and odor regulations.
2. Soil geology and composition.
3. Wetland mitigation and compensation.
4. Discharges of effluent and particulate into the air, land and water.
5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

~~At least ten days prior to the scheduled hearing on the application, the Bureau of Administration shall prepare a report for the Cook County Board of Commissioners and the Cook County Zoning Board of Appeals detailing its findings and recommendations. The report shall address all technical aspects of the data and plans submitted and indicate whether the plan satisfies each of the PUD standards enumerated in this ordinance. The Cook County Department's' recommendations and comments, as well as the Bureau of Administration's report, shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date. The Bureau of Administration may, in its discretion, retain expert consultants as it deems necessary. The applicant shall reimburse Cook County for all fees and costs associated with expert consultants prior to consideration of the application by the Cook County Board of Commissioners.~~

9.5.8. Notice of public hearing.

- D. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which an application for preliminary plan approval has been filed in such a way as to be plainly visible from the street or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing for a PUD before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

- E. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing, by the applicant to the clerk of each municipality within 1½ miles of the property for which the PUD application has been filed. Notice shall also be sent, in the same manner, to the clerk of the township, the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located. The applicant shall also serve written notice, by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested PUD. ~~In addition, notice of all hearings shall be sent to each civic or property owners' organization requesting notice of hearings on special uses. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant.~~ Applicant shall submit proof of mailing for all required notices.
- F. ~~The a~~Applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, ~~at the expense of the applicant,~~ is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.
- 9.5.9. *Hearing.* ~~The Zoning Board of Appeals shall hold at least one a public hearing for a proposed PUD in the township in which the property is located. At the hearing, the Zoning Board of Appeals shall make the report from the Bureau of Administration a part of the record.~~ The hearing shall be conducted in accordance with Article 13 of this ordinance and the Zoning Board of Appeals' rules. An authorized representative of any Cook County department that provided comments on the application ~~and/or the Bureau of Administration~~ shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30

days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

9.5.10. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

A. Applicants for PUD approval shall satisfy the following standards:

16. PUD conforms with the planning objectives, policies and maps of the County as specified in the Cook County Comprehensive Land Use and Policies Plan.
17. PUD is of a type and character and contains uses that are needed in the area.
18. PUD is designed and laid out to preserve environmentally sensitive areas, natural resources, habitat and topographic features to the fullest extent possible.
19. PUD is designed in conformity with the provisions of the Cook County Subdivision Manual or any successor subdivision document.
20. PUD is designed to provide horizontal spacing between buildings which takes into consideration the purpose and objectives of this article.
21. PUD complies with the industrial performance standards enumerated in Article 6 of this ordinance if the PUD contains industrial uses.
22. PUD complies with the parking requirements enumerated in Article 11 of this ordinance.
23. PUD provides appropriate yards, setbacks and buffers between the PUD and adjacent zoning lots. The applicant shall specifically request, in writing, any ~~variation~~variance from the required setbacks.
24. PUD has adequate utilities, access roads, drainage and other necessary facilities.
25. PUD has ingress and egress designed to minimize traffic congestion in public streets.
26. PUD and its maintenance and operation will not be detrimental to or endanger public health, safety or general welfare.
27. PUD and its maintenance and operation will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the surrounding area.
28. PUD and its maintenance and operation will not impede the normal and orderly development and improvement of surrounding property.
29. PUD shall provide more open space than would be required in a standard subdivision.
30. PUD shall be designed to connect to existing or planned pedestrian and bicycle systems in the vicinity.

G. ~~Applicants shall, within 30 days after the public hearing, prepare and submit to the Zoning Board of Appeals one original and 15 copies of proposed findings of fact addressing each of the above standards. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30-day extension of time for the applicant to submit findings of fact. The Zoning Board of Appeals shall, within seven days of receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the~~

~~Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals.~~

- H. ~~Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall forward the findings of fact and recommendations to be forwarded to the Cook County Board of Commissioners.~~
- I. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 60 days after receipt of the applicant's proposed findings of fact on the PUD the hearing and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The findings and recommendations shall include a statement indicating the extent to which the proposed PUD departs from zoning, subdivision and other regulations applicable to the property and the reasons why a departure is or is not in the public interest. The 60-day period may be extended by the Zoning Board of Appeals once, for ~~no more than~~ a maximum of 930 additional days if the Zoning Board of Appeals granted an extension pursuant to this article. ~~Failure of the applicant to provide a transcript of the hearing(s) within 60 days following the hearing shall void the application.~~
- J. Recommendation for approval of the preliminary PUD plan shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the PUD standards and is in the best interest of the public. ~~In all cases the Zoning Board of Appeals' recommendations to the Cook County Board of Commissioners are advisory only.~~
- K. The Zoning Board of Appeals may recommend; the imposition of conditions and restrictions upon preliminary plan approval; variance departure from the general provisions, regulations and standards of this article; and/or variance departure from any of the applicable district regulations when it deems a departure is in the public interest. In all cases, the Zoning Board of Appeals' recommendations to the Cook County Board of Commissioners are advisory only.

9.5.11. Action by the Cook County Board of Commissioners.

- E. ~~The Cook County Board of Commissioners may approve or deny, by motion, an application for preliminary plan approval. Failure of the Cook County Board of Commissioners to shall take action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations shall operate as a denial of an application for preliminary plan approval. The 60 day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.~~
- F. The Cook County Board of Commissioners has the authority to: impose conditions and restrictions upon preliminary plan approval; depart from the general provisions, regulations and standards of this article; and/or depart from any of depart from strict conformance with the requirements and standards enumerated in this article; vary the applicable district regulations; and impose conditions and restrictions upon the PUD application when it deems a departure is in the public interest.
- G. Applications for preliminary plan approval shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption at a proposed PUD or when a written protest against the proposed PUD has been received in accordance with Article 13.
- H. Approval of the preliminary plan and satisfaction of any conditions and restrictions imposed by the Cook County Board of Commissioners shall be conditions precedent to submission of an application for PUD ordinance.

I.

9.6. - Final Plan Approval.

9.6.1. Application and supporting documents. The applicant shall, within one year from the date of preliminary plan approval, submit an application for PUD ordinance to the ~~Bureau of Administration~~ Department of Building and Zoning. The applicant shall submit one original ~~and 15 copies of the~~ application and the following supporting documents:

- A. Final PUD plat, suitable for recording with the Cook County Recorder of Deeds, which includes the following information:
 - 1. Designation of lots and the division of all other property, including common open areas and building sites. If property within a final plat is to be subdivided, a subdivision plat is also required.
 - 2. Final site plans including legal description of all lots and each separate, unsubdivided area, including common open space, within the PUD.
 - 3. Exact location of all buildings, structures, streets, drives, parking lots, sidewalks, drainage and utility easements, detention easements and conservation easements, landscaping and other proposed site improvements.
 - 4. Final architectural plans setting forth the type and style of construction and materials to be used in proposed buildings, including the height and area of each building.

5. Certificates, seals and signatures necessary for dedicating property and recording the final plat.
 6. Tabulation of separate unsubdivided use area, land area, number of buildings, number of dwelling units and dwelling units per acre.
 7. Final landscape architectural plans and specifications.
 8. Final lighting plans and specifications.
 9. Signage plans.
- J. Common open space documents which verify that common open space will be permanently preserved and streets, walkways and common spaces will be maintained and repaired in perpetuity. Common open space shall be either conveyed to a municipal or public corporation, to a not-for-profit corporation or entity established for the purpose of benefiting the owners and residents or retained by the applicant with legally binding guarantees providing for perpetual maintenance, operation, improvements and repairs. All property conveyed to a not-for-profit corporation, or like entity, shall be subject to the right of the corporation or entity to impose a legally enforceable lien on all property within the PUD for maintenance and improvement of the common open space.
- K. Final construction engineering plans, signed and sealed by an Illinois licensed professional engineer, for public facilities and improvements approved by the Cook County Highway Department. Public facilities and improvements shall be constructed upon approval of the PUD ordinance and a construction performance bond shall be posted to guarantee construction of required infrastructure. The performance bond shall be payable to Cook County and be sufficient to cover the full cost of the facilities and improvements plus 15 percent.
- L. Detailed plans signed and sealed by an Illinois licensed professional engineer for the construction and installation of site amenities, including buildings, lakes and other site improvements.
- M. Final construction schedule which shall include the projected completion date of the entire project and completion dates of any intermediate phases of the development.
- N. Statement indicating current ownership of the property and information regarding intent to sell all or portions of the development.
- O. Detailed plans depicting the size and location of dedicated parkland and school sites or the amount of any cash contribution to the local park and school district.
- P. Proof from the Cook County Clerk's Office in the [event] that no delinquent taxes exist on any portion of the property.
- Q. Final agreements, provisions or covenants which will govern the perpetual maintenance, operation and improvements of the PUD. These documents shall be recorded at the same time as the final PUD plat.

9.6.2. *Fee.* An application for PUD ordinance shall be accompanied by a fee established by the Cook County Board of Commissioners.

9.6.3. *Department reviews.* The ~~Bureau of Administration~~ Zoning Board of Appeals shall forward one copy of the application for PUD ordinance, plat and supporting documents to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Zoning Board of Appeals, the Cook County Department of Transportation and Highways, the Forest Preserve District, the Cook County Department of Public Health, the Cook County Department of Environmental Control and the Cook County Plat Officer for certification that the PUD, plat and supporting documents are in substantial conformance with the approved preliminary plan and other sections of this ordinance. The departments shall have ~~30~~7 days from receipt of the application for PUD ordinance to furnish the ~~Bureau of Administration~~ Zoning Board of Appeals with their ~~written~~ comments. Upon receipt of the comments from the departments, the ~~Bureau of Administration~~ Zoning Board of Appeals shall make them available to the applicant or its representative upon request, and allow the applicant or its representative to submit a response within 15 days. The Zoning Board of Appeals shall, within 30 days, certify whether the application for final plan approval and supporting documents are in substantial compliance with the approved preliminary plans and shall provide a recommendation to approve or deny the application to the Zoning Committee of the Cook County Board of Commissioners within 30 days after receiving the comments from the departments. ~~The applicant or its representative may, within the same 30-day period, review the various Cook County department comments and submit a response to the Bureau of Administration.~~

9.6.4. *Preparation of ordinance.* The ~~Bureau of Administration~~ Zoning Board of Appeals shall, when all conditions and procedures have been satisfied, prepare the PUD ordinance which shall address the standards of this article and any conditions imposed on the PUD. If a map amendment is recommended in connection with the PUD, the ~~Bureau of Administration~~ Zoning Board of Appeals shall include a separate section in the PUD ordinance which shall address the map amendment standards contained in Article 13 and any conditions to be imposed on the map amendment. The ~~Bureau of Administration~~ Zoning Board of Appeals shall forward the proposed PUD ordinance to the Zoning Committee of the Cook County Board of Commissioners.

9.6.5. *Action by the Cook County Board of Commissioners.* The Cook County Board of Commissioners may approve or deny the proposed PUD ordinance. The ~~failure of the Cook County Board to~~ shall take action within 60 days of receiving the proposed ordinance from the ~~Bureau of Administration~~ Zoning Board of Appeals ~~shall operate as a denial. The 60-day period may be extended if a request for an extension is made by the applicant or a Cook County Board Commissioner and is granted by the Board of Commissioners.~~ A favorable vote of three-quarters of all members of the Cook County Board of Commissioners shall be required when a written protest to the application for preliminary plan was filed pursuant to [Article 13](#).

9.6.6. *Conditions and restrictions.* The Cook County Board of Commissioners may, by ordinance, impose conditions and restrictions on a PUD to assure compliance with the standards and requirements of this ordinance. In addition, the Cook County Board may require evidence and guarantees to ensure that the applicant complies with the conditions of the PUD. Failure of the applicant to comply with conditions or restrictions shall constitute a violation of this ordinance.

9.6.7. *Recordation.* The applicant, upon adoption of a PUD ordinance, shall record the PUD plat, common open space documents, dedications, agreements, provisions or covenants with the Cook County Recorder of Deeds. Recording the PUD plat and supporting documents shall constitute notice of the restrictions placed upon the property and act as a zoning control device.

9.6.8. *Building permits.* The Department of Building and Zoning may not issue building permits until the PUD plat and supporting documents have been recorded with the County Recorder of Deeds. The applicant shall present proof of recording to the Cook County Department of Building and Zoning. Construction authorized by a building permit shall be in full conformance with the recorded PUD plat. Failure of the applicant to develop and construct the PUD according to the PUD ordinance shall constitute a violation of the zoning ordinance.

9.7. - Changes in an approved PUD.

A change to an approved PUD shall be made as follows:

9.7.1. *Major and minor changes.*

A. Changes to the PUD which alter the concept, intent, standards or conditions of the PUD established by the preliminary plan, and/or the PUD ordinance, shall be construed by the Zoning Board of Appeals as a major modification necessitating reconsideration of the PUD. Where a major modification is sought, the applicant shall make application to the ~~Bureau of Administration~~ Department of Building and Zoning for an amendment to the preliminary plan and/or PUD ordinance. The application shall be processed in accordance with the procedures established for review and approval of the preliminary plan. The documentation required to be submitted by the applicant shall be sufficient to provide for review of the proposed amendment. The ~~Bureau of Administration~~ Department of Building and Zoning shall be authorized to determine the sufficiency of the documentation submitted in support of the proposed amendment and to require such additional documentation deemed necessary to review the application for amendment. The amendment to the preliminary plan and/or PUD ordinance shall otherwise be processed as an original application subject to all notices, reviews, hearings and approvals required by this article.

1. A major change to an approved PUD is a change to the approved site plan and supporting maps and materials that ~~alters~~ results in any of the following

elements:

- h. An increase in density for any phase of the development or for the entire development;
 - i. An increase in the approved floor area ratio;
 - j. A reduction in the approved landscape material in quantity or in size of material;
 - k. An increase in building height;
 - l. A change in the type of dwelling unit;
 - m. A reduction in the amount of open space or a change in the location of the open space; or
 - n. Any change in the approved site plan which results in moving a building more than 20 feet.
 - 2. All other changes shall be construed as minor changes and shall be reviewed and approved by the ~~Bureau of Administration~~ Department of Building and Zoning.
- B. The Zoning Board of Appeals shall make a recommendation to the Zoning and Building Committee of the County Board regarding whether a plan with a major change shall be approved or denied, with final approval by the Board of Commissioners.
- C. Changes to the approved phasing schedule:
- 1. In the event the petitioner/developer anticipates a time delay in meeting the completion date for any or all of the phases of the planned unit development, the applicant may file a written request to the Chairman of the Committee on Zoning and Building of the Cook County Board of Commissioners at least 20 days prior to the expiration of said completion date.
 - 2. The Zoning and Building Committee will review and may recommend to the President and Board of Commissioners an extension of said completion date for any length of time as deemed justifiable by the President and Board of Commissioners.
 - 3. Should an approved PUD fail to meet any portion of its improvement/phasing schedule, the ~~Bureau of Administration~~ Department of Building and Zoning shall review the circumstances and recommend one of the following actions to the Committee on Zoning and Building of the Cook County Board of Commissioners, with final approval by the Board of Commissioners:
 - a. ~~That the~~ The use for the entire area be continued with a revised time schedule;
 - b. ~~That the~~ The PUD be revoked and the property be appropriately rezoned; or
 - c. ~~That a~~ A new public hearing by the Zoning Board of Appeals be scheduled on the PUD in accordance with the procedures for preliminary PUD approval.

9.8. - Reversion and extension.

9.8.1. *Reversion.* For purposes of this section, issuance of a building permit for any phase of development shall establish the PUD. The applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further

action, cause the PUD ordinance to be null and void. With respect to a map amendment approved in conjunction with a PUD ordinance, the applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further action, cause the the map amendment ~~shall~~ to be null and void and the property ~~shall~~ to revert to its zoning classification immediately prior to the PUD application.

9.8.2. *Extension.* The applicant may apply for an extension of the one-year application period prescribed in Sections 9.6.1 and 9.8.1. The applicant is limited to one 12-month extension under each section. An application for extension shall be filed with the ~~Bureau of Administration~~ Department of Building and Zoning before the expiration of the applicable time period and shall be accompanied by a fee established by the Cook County Board of Commissioners. The ~~Bureau of Administration~~ Department of Building and Zoning may recommend, and the Cook County Board of Commissioners may approve, the application for an extension for good cause shown. Failure to apply for an extension in the time prescribed shall render the application null and void.

ARTICLE 13. ADMINISTRATION AND ENFORCEMENT

13.3. - Zoning Board of Appeals.

13.3.1. *Membership.* The Zoning Board of Appeals shall be composed of seven members: five voting members who shall be appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners; and two ex-officio, nonvoting members, consisting of the Chairman of the ~~Building and Zoning and Building~~ Committee of the Cook County Board of Commissioners and the ~~Chief Administrative Officer~~ Chief of the Bureau of Economic Development of Cook County. Ex-officio members may be represented by a designee at any hearing or meeting of the Zoning Board of Appeals. As of June 1, 2013, voting members shall receive compensation of \$500.00 per official meeting of the Zoning Board of Appeals where the member participates in person or by viewing a record of proceeding where action is required not to exceed \$12,000.00, with no other fringe or pension benefits, and an allowance for expenses as provided by the Cook County Board of Commissioners in its annual appropriation Ordinance. The Zoning Board of Appeals shall report the number of official meetings it has conducted on a quarterly basis to the Cook County Board of Commissioners. Members of the Zoning Board of Appeals serving at the time of adoption of this ordinance shall serve for the remaining term of their appointments, or until their respective successors are appointed. All new and renewed terms of office for Zoning Board of Appeals members shall be for five years.

One of the members of the Zoning Board of Appeals shall be designated by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners as Chairman of the Zoning Board of Appeals, and shall hold office until a successor is appointed. The President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners shall have the power to remove for cause any member of the Zoning Board of Appeals. Vacancies on the Zoning Board of Appeals shall be filled by appointment of the President

of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners for the unexpired term of the member whose position has become vacant.

13.3.2. Jurisdiction. The Zoning Board of Appeals is vested with the following jurisdiction and authority:

- J. Hear and decide appeals from any order, requirement, decision or determination made by the Department of Building and Zoning under this ordinance.
- K. Hear and make recommendations to the Cook County Board of Commissioners on applications for authorized variations, on variations from any quantitative requirement of this ordinance, and for all applications referred by the Department of Building and Zoning or the Cook County Board of Commissioners.
- L. Hear applications for special uses, planned unit developments, map amendments and unique uses as set forth in this ordinance. The Zoning Board of Appeals shall report its findings and recommendations to the Cook County Board of Commissioners.
- M. Conduct hearings at the request of the Cook County Board of Commissioners for map amendments to this ordinance and make recommendations to the Board of Commissioners.
- N. Conduct hearings at the request of the Cook County Board of Commissioners for text amendments to this ordinance and make recommendations to the Board of Commissioners.
- O. Conduct hearings at the request of the Cook County Board of Commissioners for amendments to the Cook County Comprehensive Land Use and Policies Plan and make recommendations to the Board of Commissioners.
- P. Initiate, direct and review studies of this ordinance and make recommendations to the Zoning and Building Committee of the Cook County Board of Commissioners.
- Q. Hear and decide matters as set forth in this ordinance and matters referred to it by the Cook County Board of Commissioners.
- R. Duties as the Cook County Board of Commissioners shall by ordinance, resolution or direction provide.

13.3.3. Meetings and rules. The meetings of the Zoning Board of Appeals shall be held at the call of the Chairman at such times as the Zoning Board of Appeals may determine. Hearings conducted by the Zoning Board of Appeals shall be considered public meetings under the Illinois Open Meetings Act and shall be held in conformance with the Illinois Open Meetings Act. Ex-officio members, or their designees, may fully participate in meetings, but shall not vote on any matters before the Zoning Board of Appeals. For purposes of conducting a public meeting, a quorum of four members shall be present in person at the meeting, and two of the four members present may be ex-officio members or

their designees. For purposes of conducting a vote at a public meeting, three voting members must be present in person at the meeting. Any person may appear and testify at a hearing. The Chairman or Acting Chairman may administer oaths and subpoena witnesses. The Zoning Board of Appeals shall keep minutes of its proceedings showing the vote of each member upon each question. If any voting member is absent or fails to vote, that shall be reflected in the minutes. Zoning Board of Appeals voting members may not vote by proxy. Records shall be kept of all hearings and other official actions of the Zoning Board of Appeals. Applications, exhibits and all documents filed by applicants, as well as transcripts of hearings if provided, meetings, testimony and deliberations, shall constitute the record of the Zoning Board of Appeals. The Secretary of the Zoning Board of Appeals shall be the keeper of the records. The Zoning Board of Appeals shall adopt its own rules and procedures, not in conflict with this ordinance or with applicable State of Illinois Statutes, and may select or appoint such officers as it deems necessary. A copy of every rule, regulation, amendment, order, requirement, decision or determination of the Zoning Board of Appeals shall be filed immediately with the Department of Building and Zoning and shall be a public record.

13.3.4. Decisions. The decisions and findings of the Zoning Board of Appeals, except as provided in 13.3.5, shall be final administrative decisions and shall be subject to review as provided by law.

13.3.5. Appeals from decisions of the Zoning Administrator.

The Zoning Board of Appeals shall hear and decide appeals from an administrative order, requirement or determination of the Department of Building and Zoning under this ordinance.

An appeal may be taken to the Zoning Board of Appeals by any person or entity or by any officer, department, board or bureau aggrieved by a decision of the Department of Building and Zoning under this ordinance. An appeal shall be taken within 35 days after the date of the Department of Building and Zoning's decision by filing with the Zoning Administrator and the Zoning Board of Appeals a notice of appeal specifying the grounds for the appeal. Notice of appeal shall be given to all persons or entities entitled to receive notice as provided by Section 13.7.3.

The Zoning Board of Appeals shall select a reasonable time and place for hearing an appeal and give notice to the aggrieved person or entity and the Department of Building and Zoning. The hearing shall take place within 30 days after the Zoning Board of Appeals receives notice of appeal.

The Zoning Board of Appeals shall render a written decision on the appeal within 30 days after the hearing. The Zoning Board of Appeals shall forward its decision to all parties of record. The Zoning Board of Appeals may affirm, reverse, wholly or in part, or modify a decision of the Department of Building and Zoning. A written decision of the Zoning Board of Appeals shall contain findings of fact which support its decision. If the Zoning Board of Appeals affirms the decision of the Department of Building and Zoning, the decision of the Zoning Board of Appeals is a final administrative determination and shall be subject to review as provided by law.

If the Zoning Board of Appeals reverses the decision of the Department of Building and Zoning, the Department of Building and Zoning has the right to appeal the Zoning Board of Appeals' decision to the Cook County Board of Commissioners. The matter shall be heard upon the record of the Zoning and Building Committee, or a subcommittee, ("Committee") of the Cook County Board of Commissioners. No additional testimony shall be taken and no additional documents shall be filed. The Committee shall provide notice of its hearing of an appeal as provided in this section. The Committee may affirm,

reverse, wholly or in part, or modify the decision of the Zoning Board of Appeals.

If the Committee reverses the Zoning Board of Appeals, the decision of the Committee shall be a final administrative determination and shall be subject to review as provided by law. The Secretary of the Zoning Board of Appeals shall maintain complete records of all actions relative to appeals.

13.3.6. Secretary of the Zoning Board of Appeals.

- C. The Secretary of the Zoning Board of Appeals shall be appointed by the President of the Cook County Board of Commissioners.
- D. Duties of the Secretary of the Zoning Board of Appeals shall be as follows:
 - 4. Maintain records of the Zoning Board of Appeals.
 - 5. Forward to the County Board of Commissioners final findings of fact and recommendations of the Zoning Board of Appeals for map amendments and special uses and such other matters under this ordinance which require consideration or action by the Cook County Board of Commissioners.
 - 6. Administer duties which may be delegated to the Secretary by the Cook County Board of Commissioners and the Zoning Board of Appeals.

13.4. – Building permits/zoning certificates.

13.4.1. Application. An application for a building permit shall be deemed an application for a zoning certificate. An application shall be accompanied by the following:

- C. Plat of survey, ~~in triplicate~~, drawn to scale and showing actual dimensions of lots and blocks, as required by the Department of Building and Zoning. The plat shall be dated within the prior ~~six month~~five year period and it shall be certified by a land surveyor licensed by the State of Illinois as a true copy of the property according to the registered or recorded plat of subdivision.
- D. Site plan signed and sealed by a registered professional engineer in the State of Illinois, in triplicate, drawn to scale in such form as may be prescribed by the Department of Building and Zoning. The site plan shall show the ground area, height and bulk of the building or structure, building lines in relation to lot lines, use to be made of the building, structure or land and such other information as may be required by the Department of Building and Zoning.

13.4.2. Procedure. A copy of each plat of survey and site plan shall be attached to the application for a building permit when it is submitted to the Department of Building and Zoning for zoning certification. The Department of Building and Zoning shall retain the application, attached plats and plans as public records.

13.6. – ~~Variations~~variances.

13.6.1. Purpose. In order to provide a streamlined approval process for minor modifications of selected zoning standards, the Zoning Administrator is hereby given the authority to review and approve applications for variances of ten percent or less of the regulations as to location of structures or as to bulk requirements without referral to the Zoning Board of Appeals and without a public hearing in accordance with this ordinance. The Zoning Board of Appeals, after a public hearing, shall recommend to the Cook County Board of Commissioners to grant or deny all other authorized ~~variations~~variances under this ordinance. In making a recommendation to grant a variance, the Zoning Board of Appeals

shall make findings of fact in accordance with standards prescribed in this ordinance for variations, and shall also find that there are practical difficulties or particular hardships which prevent the applicant from strictly following regulations of this ordinance.

13.6.2. Application, hearing, and notice of hearing.

A. Notice of application. Applicants shall, not less than 15 days nor more than 30 days before filing an application, serve written notice of intent to apply for a variance by certified mail with return receipt requested, to the property owners of adjoining lots, whose names appear on the Cook County tax records. For condominium developments that are located on adjoining lots, only the condominium association shall be served with notice.

B. Application. An application for a variance shall be filed in triplicate with, and shall contain such information as required by, the Department of Building and Zoning. Electronic submission of application and supporting documents shall be encouraged. Applications for sign variances will also require the submittal of one detailed, signed and sealed architectural drawing of the proposed sign and a detailed sketch and/or rendering of the sign. Applicants shall file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.6.2 (A). In addition, the applicant shall file a sworn affidavit containing a complete list of the names and last known addresses of the owners of properties on lots lying within 150 feet of the property lines of the lot for which the variance is sought with his or her variance application, whose names appear on the Cook County tax records. Only the name and last known address of the condominium association shall be required for condominium developments that are located within 150 feet from the subject property. The Zoning Administrator shall reject applications for variations which do not comply with the provisions of this ordinance. Applications for sign variances will also require the submittal of one detailed, signed and sealed architectural drawing of the proposed sign and a detailed sketch and/or rendering of the sign. A copy of each application for variance which complies with the provisions of this ordinance shall be forwarded by the Department of Building and Zoning shall forward one copy of the application to the Cook County Board Commissioner in whose district the property is located. The application shall contain such information as required by the rules of the Department of Building and Zoning.

C. Notice of Hearing. Notice of the time and place of a public hearing for all variance applications, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article, shall be published by the Zoning Board of Appeals at least once, not less than 15 days nor more than 30 days, before the hearing in a newspaper of general circulation in Cook County. The published notice may be supplemented by additional notice as required by the rules of the Zoning Board of Appeals. In addition, written notice of public hearings, including the reference number assigned by the Zoning Board of Appeals, and the place, date, and time of the hearing shall be given not less than seven days or more than 45 days before the hearing, by the Zoning Board of Appeals shall be as follows: A. Notices shall be given to the clerk of each municipality within 1½ miles of the subject property current real estate tax assesses, as shown on the records of the

~~County Tax Collector, and to all persons whose names are listed on mailboxes, doorbells or signs on lots lying within 150 feet of the property lines of the lot for which the variation is sought in the sworn affidavit filed by the applicant with his or her variance application. When a condominium development is within 150 feet of the subject property, a~~ Notice need only be sent to the condominium association of condominium developments that are located within 150 feet from the subject property. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property. B. Notices should be in writing and shall give the variation number assigned by the Zoning Board of Appeals, the place, date and time of the hearing and shall be given not less than seven days nor more than 45 days before the hearing. The applicant shall file a sworn affidavit containing a complete list of the names and last known addresses of the owners of the properties and other entities required to be served. The Zoning Board of Appeals shall maintain a record of the method of service, and the names and last known addresses of the persons served with copies of the notice. The affidavit shall create a presumption that notice was given as required.

D. Hearing. The Zoning Board of Appeals shall hold at least one a public hearing on each application for a variance, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article. An authorized representative of any County department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. However, the hearing will not be transcribed by a court reporter unless requested by the Zoning Board of Appeals or another interested party, and in that case the cost of the transcription must be borne by the person requesting it. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance.

13.6.3. Standards. The Zoning Board of Appeals shall not recommend to the Board of Commissioners that it grant or deny a variance, unless the Zoning Board of Appeals first makes written findings of fact on each of the following standards based upon evidence presented:

- G. Physical surroundings, shape or topographical condition of the property would result in hardship upon the owner, as distinguished from a mere inconvenience, if the provisions of this ordinance were followed.
- H. Conditions which are unique to the property exist and are not applicable to other properties within the same zoning classification.
- I. ~~Variance~~ Variation sought is not based exclusively upon a desire to make the property more profitable.
- J. Hardship or alleged difficulty is caused by this ordinance and not by any person presently having an interest in the property.

- K. ~~Variation~~ence will not be detrimental to the public welfare or injurious to other properties or improvements in the neighborhood.
- L. ~~Variation~~ence will not impair an adequate supply of light and air to adjacent properties, substantially increase congestion in the public streets, increase the danger of fire, cause increased flooding risk to adjacent property, endanger public safety or substantially diminish or impair property values within adjacent neighborhoods.

13.6.4. Conditions and restrictions. The Zoning Board of Appeals may recommend to the Board of Commissioners such conditions and restrictions upon the premises benefited by a ~~variation~~ence as may be necessary to reduce or minimize the effect of the ~~variation~~ence upon other properties in the neighborhood and to better carry out the general intent of this ordinance. Failure of the applicant to comply with conditions and restrictions imposed shall constitute a violation of this ordinance.

13.6.5. Authorized ~~variations~~ences. A ~~variation~~ence from the regulations of this ordinance may be granted by the Cook County Board of Commissioners only in the following instances and in accordance with standards set forth in this ordinance:

- L. Permit a yard or setback less than the yard or setback required by this ordinance.
- M. Permit the use of a lot or lots for a use which is otherwise prohibited solely because of the insufficient area or width of the lot or lots. The Cook County Board of Commissioners shall not grant a ~~variation~~ence which results in the division of a conforming lot or lots into ~~two or more~~ any nonconforming lots. The Cook County Board of Commissioners shall not allow a lot less than 40,000 square feet to be used for an individual septic system and water supply system, unless the Cook County Department of Public Health has approved the systems.
- N. Permit the same off-street parking facility to qualify as a facility for two or more uses, provided the substantial use of the facility by each user does not take place at the same hours of the same days of the week.
- O. Reduce required off-street parking or off-street loading facilities.
- P. Increase the maximum distance that required parking spaces are permitted to be located from the use served.
- Q. Increase dimensions or square footage of signs as provided in Article 12 and Ordinance No. 02-O-05.
- R. Increase the maximum gross floor area of any use required by this ordinance.
- S. Grant ~~variations~~ences for property located in a floodplain in accordance with the Floodplain Ordinance for Cook County, Illinois.
- T. Reduce lot size when property has been diminished in size by eminent domain or by a conveyance in lieu of an eminent domain proceeding.
- U. Grant height ~~variations~~ences for freestanding cellular tower facilities as provided in Ordinance No. 01-O-32. No height ~~variation~~ence for a cellular radio facility which is attached to or installed on a building shall be allowed.

- V. Grant height variations~~ences~~ for fences.

All other requests for variances shall be denied.

13.6.6. Recommending variations~~ences~~. A majority vote of three of the five voting members of the Zoning Board of Appeals is required to recommend to the Cook County Board of Commissioners to grant or deny a variation~~ence~~. No decision of the Cook County Board of Commissioners granting a variation~~ence~~ shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

13.6.7. Action by the Cook County Board of Commissioners.

- E. Final action shall not be taken by the Cook County Board of Commissioners on an application for a variation~~ence~~ until the Zoning Board of Appeals' findings of fact and recommendations have been received.
- F. Variations~~ences~~ shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended approval of a proposed variation~~ence~~ or where there has been a written protest filed against a proposed variation~~ence~~ in accordance with Section 13.13 of this ordinance.
- G. ~~Applications for variations~~ences~~ shall be deemed denied if t~~The Cook County Board of Commissioners ~~has not~~shall taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. ~~The 60-day period may be extended if a request for an extension is made by the applicant.~~
- H. The Cook County Board of Commissioners may impose conditions and restrictions upon a variation~~ence~~ in order to assure that the public health, safety and welfare is adequately protected.

13.6.8. Effect of denial. An application for a variation~~ence~~ which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the Zoning Board of Appeals.

13.6.9. Administrative Adjustments. An application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements may be granted by the Zoning Administrator without referral to the Zoning Board of Appeals and without a public hearing provided that:

- G. The Zoning Administrator has not granted an application for variance of ten

percent or less of the regulations as to location of the same or similar structure or bulk requirements submitted by the same applicant in the past 5 years from the date of application;

- H. Proof of compliance with the notice requirements to owners of the adjoining properties is submitted by the applicant, in accordance with the rules of the Department of Building and Zoning;
- I. No objection is submitted by the owners of the adjoining properties, in accordance with the rules of the Department of Building and Zoning;
- J. The Zoning Administrator finds that the variance sought eliminates an unnecessary inconvenience to the applicant and will have no appreciable adverse impact on the health, safety, or general welfare of adjoining property owners or the general public;
- K. A copy of the application is forwarded to the Cook County Board Commissioner in whose district the property is located with a notice of intent to grant the variance without referral to the Zoning Board of Appeals and without a public hearing; and
- L. No objection is submitted by the Cook County Board Commissioner in whose district the property is located within 14 days of the date of the notice of intent to grant the variance.

If any of the above conditions are not met, the Zoning Administrator shall refer the application for variance to the Zoning Board of Appeals.

In granting an application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements, the Zoning Administrator may impose conditions and restrictions upon a variance sought under this Section in order to assure that the public health, safety and welfare is adequately protected. No decision of the Zoning Administrator granting a variance shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

13.7. - Map amendments.

13.7.1. Authority. The districts established by this ordinance may be amended by the Cook County Board of Commissioners. No map amendment shall be made without consideration of existing conditions, property values, trends of development and uses to which property is devoted.

13.7.2. Initiation. A map amendment may be proposed by the President or a member of the Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A map amendment shall be initiated as provided in this article.

13.7.3. Notice of application. An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a map amendment by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property. ~~The property owners receiving notice shall be those persons or entities~~ whose names appear on the Cook County tax records. For

condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President of a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.7.4. Application.

- A. An aApplications for a map amendment shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy ~~15 copies~~ of the application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed map amendment will conform to the standards set forth in this article. The applicant shall ~~attest~~disclose, and the Department of Building and Zoning shall independently verify, ~~that no~~whether a judicial proceeding for a violation of any Cook County ordinance is pending pertaining to the subject property.
- E. Applicants shall ~~furnish to file with~~ the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons to be served with notice pursuant to 13.7.3.. ~~Applicant(s) shall also furnish a written statement to the Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.~~
- F. ~~Notices, as set forth in this article, shall be served by the Secretary of the Zoning Board of Appeals when the applicant is either the President or a member of the Cook County Board of Commissioners. Notice shall be served not less than 15 days nor more than 30 days before a scheduled public hearing.~~
- G. Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 13.7.9. (A).

Applications which fail to comply with this Section shall be returned by the Zoning Administrator to the applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator ~~may~~ retain one copy of the application and supporting documents.

13.7.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

B. Property.

4. Applicants of property held in a land trust, shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
5. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate shall be listed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
6. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation shall be disclosed. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

B. Applicant.

1. Applicants acting as agents or nominees shall disclose their agency relationship shall be disclosed and the name and address of the principals and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed as set forth. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants who are either the President or a member of the Cook County Board Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants who are a partnerships or associations of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent interest ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
4. Applicants who are a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more

of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

- ~~D. Applications which fail to comply with this Section shall be returned by the Zoning Administrator to the applicant. The Zoning Administrator shall retain one copy of the application and supporting documents.~~

13.7.6. Processing applications.

Upon receipt of a complete application for map amendment, and at least 15 days before a scheduled hearing date, t~~The Zoning Board of Appeals~~Department of Building and Zoning shall forward a copy of the application, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review at least 30 days before a scheduled hearing date. Each reviewing department shall submit recommendations and comments ~~to the Secretary of the Zoning Board of Appeals at least threeseven days before the scheduled hearing date. In addition, the Zoning Board of Appeals shall provide notice of the availability of the application and supporting documents for inspection and copying to the superintendents of local school districts, the fire chiefs of local fire protection districts, the township highway commissioner, the township clerk and municipalities within 1½ miles from the subject property.~~

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.
 - 1. Economic impact.
 - 2. Community need.
 - 3. Trend of development.
 - 4. Demographics.
 - 5. Property values.
- B. Department of Building and Zoning.
 - 1. Site plan review.
 - 2. Land use and permit review of properties in the vicinity of the proposed use.
 - 3. Lot size.
 - 4. Subdivision regulations.
- C. Department of Transportation and Highways.
 - 1. Wetland mitigation and compensation.
 - 2. Floodway and floodplain capacity and storage.
 - 3. Drainage detention requirements.

4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.
5. Subdivision regulations.
6. Drainage, utilities, road easements and dedications.
7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.
8. Erosion and sediment control requirements.

D. Forest Preserve Districts.

1. Compatibility of the proposed use with Forest Preserve holdings.
2. Impact on value of Forest Preserve holdings.
3. Future Forest Preserve acquisitions.

E. Department of Public Health.

1. Lot sizes for private septic systems and wells.
2. Subdivision regulations.
3. Swimming pools.
4. Public or community well and septic or sewage systems.
5. Health and safety concerns.

F. Department of Environmental Control.

1. Noise and odor regulations.
2. Soil geology and composition.
3. Wetland mitigation and compensation.
4. Discharges of effluent and particulate into the air, land and water.
5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The Cook County departments' recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.7.7. Notice of public hearing.

- E. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property proposed to be rezoned in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The

remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a rezoning hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

- F. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing, by the applicant to the clerk of each municipality within 1½ miles of the property proposed to be rezoned. ~~Notice shall also be sent, in the same manner, to the clerk of the township in which the property is located the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located. An~~ The applicant shall also serve written notice, by certified mail, with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested map amendment. In addition, notice of all hearings shall be sent to each civic or property owners' organization requesting notice of hearings on map amendments. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing. Supplemental or additional notices may be published or distributed as prescribed by the Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant. Applicant shall submit proof of mailing for all required notices.
- G. ~~The a~~Applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for the adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, ~~at the expense of the applicant,~~ is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.
- H. ~~Copies of an application shall be served in person or by certified mail on the owners of record within ten days after the application is filed when the applicant is the President or a member of the Cook County Board of Commissioners. Where the application is filed by a person having an interest in the subject property, a notice and copy of the application shall be served in like manner upon persons or entities having an interest in the property. When the applicant is the President or a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing. Notice and service requirements shall be in addition to posting and publishing requirements of this article.~~

13.7.8. Hearing.

The Zoning Board of Appeals shall hold ~~at least one~~ a public hearing on each application for a map amendment ~~in the township in which the property is located.~~ ~~a~~An authorized representative of any County department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. Provided, that if the owner of any property affected by such proposed map amendment submits a written request to the Zoning Board of Appeals within 14 days of referral by the Cook County Board of Commissioners, Committee on Building and Zoning, such hearing shall be held in the township or road district affected by the terms of such proposed amendment, as provided by State law. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, ~~nor shall~~and the Zoning Board of Appeals shall not grant, ~~more than one~~ continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.7.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

- F. Evidence submitted shall be reviewed by the Zoning Board of Appeals to determine whether the proposed use benefits public health, safety and welfare with respect to the following standards:
9. Uses of surrounding property.
 10. Zoning classification of surrounding property.
 11. Suitability of the subject property for the use permitted under the existing zoning classification.
 12. Trend of development in the area.
 13. Length of time the property has been vacant as zoned considered in the context of land development in the surrounding area.
 14. Extent to which property values are diminished by particular zoning restrictions.
 15. Need in the community for the proposed use.
 16. Consistency with the Cook County Comprehensive Land Use and Policies Plan.

- G. ~~Applicants shall submit one original and 15 copies of proposed findings of fact~~

~~documenting how the proposed amendment meets the standard to the Zoning Board of Appeals within 30 days of the public hearing. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30 day extension of time for the applicant to submit findings of fact. The Zoning Board shall, within seven days from receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioners in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, the Cook County Department of Environmental Control, to each municipality within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals. The applicant or its representative may, within 14 days of the response period, review and/or furnish the Zoning Board of Appeals with any reply to the written responses filed.~~

- ~~H. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall prepare findings of fact and recommendations in accordance with this article.~~
- I. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within ~~60~~90 days after the close of a public hearing on a proposed map amendment. ~~The Zoning Board of Appeals and shall be submitted its findings and recommendations to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The 60-day period may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article. Failure of the Applicant to provide a transcript of the hearing within 60 days following the hearing shall void the application.~~
- ~~J. C.~~ Recommendation for the adoption of a proposed map amendment shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.7.10. Action by the Cook County Board of Commissioners.

- F. Final action shall not be taken on a proposed map amendment by the Cook County Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.
- G. Map amendments shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed map amendment or where there has been a written protest filed against a proposed map amendment in accordance with this article.
- H. ~~Applications for map amendments shall be deemed denied if~~ The Cook County Board of Commissioners ~~has not~~shall taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. ~~The 60-day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.~~
- I. Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.
- J. Map amendments granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.7.11. Effect of denial. An application for a map amendment which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the ~~Cook County Board of Commissioners~~Zoning Board of Appeals.

13.7.12. Text amendments. The Cook County Board of Commissioner's home rule authority to amend the text of this ordinance shall not be limited by this article.

13.8. - Special uses.

13.8.1. Purpose. The development and execution of this ordinance is based upon the division of Cook County into zoning districts. In addition to permitted uses, there are special uses which may be necessary because of the unusual characteristics or services special uses provide to the public. Special uses require case-by-case consideration to determine public need, appropriate location, impact on adjacent, existing or future uses and compatibility to the planned development of the community. Special uses fall into two categories.

- C. Uses publicly operated or traditionally associated with a public interest.
- D. Uses generally consistent with permitted uses which give rise to unique problems or benefits by virtue of their impact on neighboring property, public facilities or Cook County as a whole.

13.8.2. Initiation. A special use may be proposed by the President or a member of the

Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A special use shall be initiated as provided in this article.

13.8.3. Notice of application. Applicants shall, not less than 15 days nor more than 30 days before filing an application, serve written notice of intent to apply for a special use, by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys, other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President of a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.8.4. Application.

- F. An applications for a special use shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy~~15 copies~~ of the application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed special use will conform to the standards set forth in this article. The applicant shall attest, and the Department of Building and Zoning shall independently verify, that whether there is ~~not~~ a judicial proceeding for a violation of any Cook County ordinance pending pertaining to the subject property.
- G. Applicants shall provide a development plan or schedule for phased development of the special use if the special use is not intended to be established within one year. Upon approval, the development plan or schedule for the phased development shall be considered as a limitation and condition on the special use permit.
- H. Applicants shall ~~furnish~~ file with ~~to~~ the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.8.3. ~~The applicant shall also furnish a written statement to the Department of Building and Zoning certifying compliance with the notice requirements of this ordinance.~~
- I. ~~Notices, as set forth in this article, shall be served by the Secretary of the Zoning Board of Appeals when the applicant is either the President or a member of the~~

~~Cook County Board of Commissioners. Notice shall be served not less than 15 days nor more than 30 days before a scheduled public hearing.~~

- J. Applications shall be accompanied by proposed findings of fact addressing each of the standards in 13.8.9 (A).

Applications shall be accompanied by a fee as established by the Cook County Board of Commissioners in order to be deemed complete.

Applications which fail to comply with this section shall be returned by the Zoning Administrator to the applicant, and the accompanying fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

13.8.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. *Property.*

1. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
2. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
3. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning three~~five~~ percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

C. *Applicant.*

5. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property, shall be disclosed. If the principals are not individuals, the identity of the principals shall be disclosed as set forth below. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
6. Applicants who are either the President or a member of the Cook County Board of Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~
7. Applicants who are partnerships or associations of two or more persons

holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five percent interest. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

8. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation. ~~Disclosure shall be a statement under oath and filed at the time of the application.~~

~~D. Applications which fail to comply with this article shall be returned by the Zoning Administrator to the applicant. The Zoning Administrator shall retain one copy of the application and supporting documents.~~

13.8.6. Processing applications.

Upon receipt of a complete application for special use, and at least 15 days before a scheduled hearing date, the Zoning Board of Appeals~~Department of Building and Zoning~~ shall forward a copy of the complete application for special use, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, ~~the Cook County Department of Building and Zoning,~~ the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for reviewat least 30 days before a scheduled hearing date. Each reviewing department shall submit recommendations and comments to the Secretary of the Zoning Board of Appeals at least three days before the scheduled hearing date. In addition, the Zoning Board of Appeals shall provide notice of the availability of the application and supporting documents for inspection and copying to the superintendent of local school districts, the fire chiefs of local fire protection districts, the township highway commissioner, the township clerk and municipalities within 1½ miles from the subject property. Each reviewing department shall submit recommendations and comments at least 7 days before the scheduled hearing date.

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

G. Department of Planning and Development.

6. Economic impact.
7. Community need.
8. Trend of development.
9. Demographics.
10. Property values.

H. Department of Building and Zoning.

5. Site plan review.
6. Land use and permit review of properties in the vicinity of the proposed use.
7. Lot size.
8. Subdivision regulations.

- I. Department of Transportation and Highways.
 - 9. Wetland mitigation and compensation.
 - 10. Floodway and floodplain capacity and storage.
 - 11. Drainage detention requirements.
 - 12. Roads, bridges, culverts, driveways, sidewalks, ingress and egress and access control.
 - 13. Subdivision regulations.
 - 14. Drainage, utilities and road easements and dedications.
 - 15. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.
 - 16. Erosion and sediment control requirements.
- J. Forest Preserve District.
 - 4. Compatibility of the proposed use with Forest Preserve holdings.
 - 5. Impact on value of Forest Preserve holdings.
 - 6. Future Forest Preserve acquisitions.
- K. Department of Public Health.
 - 6. Lot sizes for private septic systems and wells.
 - 7. Subdivision regulations.
 - 8. Swimming pools.
 - 9. Public or community well and septic or sewage systems.
 - 10. Health and Safety concerns.
- L. Department of Environmental Control.
 - 6. Noise and odor regulations.
 - 7. Soil geology and composition.
 - 8. Wetland mitigation and compensation.
 - 9. Discharges of effluent and particulate into the air, land and water.
 - 10. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The County department's recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.8.7. Notice of public hearing.

- E. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which a special use application has been filed in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital

letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

- F. Written notice shall be served by regular mail and also by certified mail; with return receipt requested, at least 15 days before the hearing by the applicant to the Clerk of each municipality within 1½ miles of the property for which the special use application has been filed. ~~Notice shall also be sent, in the same manner, to the clerk of the township in which the property is located and to the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located.~~ An applicant shall also serve written notice, by certified mail, with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested special use. ~~In addition, notice of all hearings shall be sent to each civic or property owners' organization requesting notice of hearings on special uses. Failure to notify a civic or property owners' organization, however, shall not invalidate the hearing. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. All required notices shall be provided at the expense of the applicant. Applicant shall submit proof of mailing for all required notices.~~
- G. ~~The a~~Applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication, ~~at the expense of the applicant,~~ is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.
- H. When the applicant is the President or a member of the Cook County Board of Commissioners, Copies of an application notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing in person or by certified mail on the owners of record within ten days after the application is filed when the applicant is the President or a member of the Cook County Board of Commissioners. Where the application is filed by a person having an interest in the subject property, a notice and copy of the application shall be served in like manner upon all other persons or entities having an interest in the property. Notice and service requirements shall be in addition to posting and publishing requirements of this article.

13.8.8. Hearing.

The Zoning Board of Appeals shall hold ~~at least one~~ a public hearing on each application for a special use ~~in the township in which the property is located~~. An authorized representative of any county department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, ~~nor shall~~ and the Zoning Board of Appeals shall not grant more than one a continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.8.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

- F. Special uses shall not be recommended by the Zoning Board of Appeals unless it makes written findings of fact consistent with the following standards:
 - 7. Establishment, maintenance or operation of the special use will not be detrimental to or endanger public health, safety or general welfare.
 - 8. Establishment, maintenance or operation of the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the neighborhood.
 - 9. Establishment, maintenance or operation of the special use will not impede the normal and orderly development and improvement of surrounding property for permitted uses.
 - 10. Adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
 - 11. Adequate measures have been, or will be, taken to provide ingress and egress designed to minimize traffic congestion in public streets.
 - 12. Establishment, maintenance or operation of the special use shall in all other respects conform to all Cook County ordinances, unless otherwise authorized by the Cook County Board of Commissioners pursuant to the recommendation of the Zoning Board of Appeals.
- G. ~~Applicants shall submit one original and 15 copies of proposed findings of fact documenting how the proposed special use meets the standards, to the Zoning Board of Appeals within 30 days of the public hearing. The applicant may seek, and the Zoning Board of Appeals may grant for good cause shown, one 30 day extension of time for the applicant to submit findings of fact. The Zoning Board of~~

~~Appeals shall, within seven days of receiving the applicant's proposed findings of fact, forward the proposed findings of fact to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control to each municipality within 1½ miles of the subject property and local school and fire protection districts. Any interested party, upon written request to the Zoning Board of Appeals, may review the applicant's proposed findings of fact. County departments, municipalities and other interested persons shall have 30 days from receiving the applicant's proposed findings of fact to file a written response with the Zoning Board of Appeals. The applicant or its representative may, within 14 days of the response period, review and/or furnish the Zoning Board of Appeals with any reply to the written response filed.~~

- ~~H. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Secretary of the Zoning Board of Appeals shall forward findings of fact and recommendations in accordance with this article.~~
- I. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within ~~6090~~ days after the close of a public hearing on a proposed special use and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The Zoning Board of Appeals shall submit its findings and recommendations to the Cook County Board of Commissioners. The ~~6090~~ day period may be extended by the Zoning Board of Appeals for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article.
- J. Recommendation for the adoption of a proposed special use shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.8.10. Conditions and guarantees. The Zoning Board of Appeals may recommend, and the Cook County Board of Commissioners may impose, conditions and restrictions upon a special use to assure compliance with standards and requirements of this ordinance. The Cook County Board of Commissioners may require evidence and guarantees to ensure

that the applicant complies with the conditions and restrictions of the special use. Failure of the applicant to comply with such conditions or restrictions shall constitute a violation of this ordinance.

13.8.11. Action by the Cook County Board of Commissioners.

- F. Final action shall not be taken on a proposed special use by the Cook County Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.
- G. Special uses shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed special use or where there has been a written protest filed against a proposed special use in accordance with this article.
- H. ~~Applications for special uses shall be deemed denied if~~ The Cook County Board of Commissioners ~~has not~~shall taken final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations. ~~The 60-day period may be extended if a request for an extension is made by the applicant or by a Cook County Board Commissioner and is granted by the Board of Commissioners.~~
- I. Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.
- J. Special uses granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.8.12. Planned unit developments. A planned unit development shall conform to the requirements in Article 9.

13.8.13. Effect of denial. Applications for special uses which have been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on the grounds of new evidence or proof of changed conditions found to be valid by the ~~Cook County Board of Commissioners~~Zoning Board of Appeals.

13.8.14. Revocation. A special use which has been approved but not established on a zoning lot within one year or as otherwise provided by the special use permit shall be null and void. A special use is established on the date of issuance of a building permit. The Zoning Board of Appeals shall not have authority to extend the time limitation contained in a special use permit. If a special use is revoked by operation of this provision, and if the special use was granted in conjunction with a map amendment, the map amendment shall be revoked concurrently with revocation of the special use. Upon revocation, zoning of the subject property shall revert to the prior zoning classification unless otherwise authorized by the Cook County Board of Commissioners.

ARTICLE 14. RULES AND DEFINITIONS

14.2. Definitions.

14.2.1. The following words and terms shall have the meaning[s] set forth [in this section], except where otherwise specifically indicated. Words and terms not defined shall

have the meaning indicated by common dictionary definition:

Abut or *abutting*. The word "abut" or "abutting" means having a common property line or district line.

Accessory building or use. An "accessory building or use" is one which:

- A. Is subordinate to and serves a principal building or principal use; and
- B. Is subordinate in area, extent, or purpose to the principal building or principal use served; and
- C. Contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served; and
- D. Is located on the same zoning lot as the principal building or principal use served, with the single exception of accessory off-street parking facilities which are permitted to locate elsewhere than on the same zoning lot with the building or use served.

Adjacent. The word "adjacent" means lying near or in the immediate vicinity.

Adjoining lot. An "adjoining lot" is one which has part or all of a lot line in common with the subject property.

Adult booth. The term "adult booth" means a small enclosed or partitioned area which is:

- A. Designed or used for the viewing of material distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas" by one or more persons; and is
- B. Accessible to any person, regardless of whether a fee is charged for access. The term "adult booth" includes, but is not limited to a peep show booth or other booth used to view material distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas".

Adult entertainment cabaret. A public or private establishment which features topless dancers, strippers, male or female impersonators or other entertainers who:

- A. Display or simulate the display of, "specified anatomical areas";
- B. Perform in a manner which is designed primarily to appeal to the prurient interest of a patron or person; or
- C. Engage in, or engage in simulation of, "specified sexual activities."

Adult motion picture theater. A theater used for presenting material for observation by patrons or persons which is distinguished or characterized by an emphasis on matter

depicting, describing or relating to "specified sexual activities" or "specified anatomical areas."

Adult store. An establishment having adult material as a substantial or significant portion of its stock in trade available for sale, rental, display, viewing or reproduction. Adult material shall mean any of the following, whether new or used:

- A. Books, magazines, periodicals, or other printed material, digitally-stored materials, films, motion pictures, video or audio cassettes, slides, computer displays, or other visual representations or recordings of any kind that are distinguished or characterized by an emphasis on the exposure, depiction, description or relation to "specified anatomical areas" or the performance or simulation of "specified sexual activities"; or
- B. Instruments, novelties, devices or paraphernalia that are designed for use in connection with "specified sexual activities" or that depicts, describes or resembles "specified anatomical areas."

Advertising device. An "advertising device" is any advertising sign, billboard or poster panel which directs attention to a business, commodity, service or entertainment not exclusively related to the premises where such sign is located or to which it is affixed. Advertising device does not include advertising signs, billboards or poster panels which direct attention to the business on the premises or to a brand name of a product or commodity with which the business is specifically identified and which is sold on the premises.

Agriculture. The word "agriculture" describes land used for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture, animal and poultry husbandry, truck farming, growing of nursery stock, raising of fruit and berries, beekeeping and the retail sale of products grown or raised on the premises through one growing season. Agriculture also includes necessary accessory uses for packing, treating, or storing the produce. The operation of any such accessory uses however, shall be secondary to that of the normal agricultural activities. [The term] "agriculture" shall not include the commercial feeding of garbage or offal to swine or other animals or operating for the disposal of garbage, sewerage, rubbish or offal. Also, excluded from agriculture are mechanized industrial animal farms commercially operated greenhouses, commercial milk farms and commercial dog kennels. The minimum land area (farm) necessary to constitute an agricultural use is five acres.

Agricultural building or structure. An "agricultural building or structure" is a building or structure existing or erected on land used principally for agricultural purposes, with the exception of dwelling units.

Airport. An "airport" is any area of land or water which is used or intended for use for the landing and taking off of aircraft. An airport includes any appurtenant areas which are used, or intended for use, for airport buildings or other airport facilities or rights-of-way, including all necessary taxiways, aircraft storage and tie-down areas, hangars and other necessary buildings and open spaces.

Alley. An "alley" is a public right-of-way which normally affords a secondary means of access to abutting property. Frontage on an alley shall not be construed as satisfying the requirements related to frontage on a dedicated street.

Alteration. An "alteration" shall mean any change in size, shape, character, occupancy or use of a building or structure.

Animal hospital. An "animal hospital" is a structure where animals or pets are given medical or surgical treatment. Use as a kennel, or for other boarding purposes, shall be limited to short-term and fully enclosed boarding and shall only be incidental to such hospital use. Also a "veterinary clinic."

Apartment. An "apartment" is one or more rooms with a private bath and kitchen facilities comprising an independent, self-contained dwelling unit in a building containing three or more dwelling units.

Apartment hotel. An "apartment hotel" is a hotel in which at least 90 percent of the hotel accommodations are occupied by permanent guests.

Area of special flood hazard. Any base flood area subject to flooding from a river, creek, intermittent stream, ditch, or any other identified channel or ponding and shown on a Flood Hazard Boundary Map or Flood Insurance Rate Map as Zone A, A0, A1-30, AE, A99, AH, VO, V30, VE, V, M, E, D, or X.

Automobile salvage yard. (See definition of *Junk yard*.)

Automobile service station. An "automobile service station" is any building or premises used for:

- A. Retail dispensing or sales of vehicular fuels and lubricants; or
- B. Servicing and mechanical repair of automobiles including, nonproduction line car washing and sale and installation of lubricants, tires, batteries and similar vehicle accessories.

Awning. An "awning" is a roof like cover, temporary in nature, which projects from the wall of a building and overhangs the public way.

Base flood. The term "base flood" means a flood having a one percent probability of

being equaled or exceeded in any given year. The base flood is also known as the 100-year frequency flood event. Application of the base flood elevation at any location is determined by the Flood Prevention Ordinance of Cook County, Illinois.

Base flood elevation. A "base flood elevation," also known as a "regulatory flood elevation", is that surface elevation of the water level at the highest flood of record, except in areas where the elevation of the 100-year flood is depicted. In such cases, the base flood elevation is the elevation of the 100-year flood. The base flood elevation is generally the highest elevation of the base flood and usually marks the line between the land designated in the floodplain as the floodway fringe and the flood table land. The base flood elevation, the floodway and the floodway fringe shall be described by the maps, profiles, elevation data and other sources of information which are listed and on file in the Department of Building and Zoning.

Basement. A "basement" is that portion of a building having more than one-half of its height below lot grade.

Berm. A "berm" is an earthen mound designed to provide visual interest on a site, screen undesirable views, reduce noise or fulfill other such purposes.

Block. A "block" is a tract of land bounded by streets or by a combination of streets and public parks, cemeteries, railroad rights-of-way, bulkhead lines or shorelines of waterways, or boundary lines of Cook County.

Board of Commissioners. The "Board of Commissioners" means the Cook County Board of Commissioners.

Book and stationary store. An establishment dealing in books, printed material and stationary supplies which is not an adult store.

Borrow pit. A "borrow pit" is any place or premises where dirt, soil, sand, gravel or other material is removed by below the grade of surrounding land for any purpose other than that necessary and incidental to site grading or building construction.

Buffer. A "buffer" is an area of land, including landscaping, fences and building setbacks, that is located between land uses of different character and a buffer is intended to mitigate negative impacts a more intense use has upon a residential or vacant parcel.

Buffer yard. A "buffer yard" is a yard containing materials used to provide sight and sound screening from adjoining properties and rights-of-way. The required height and width of the buffer yard and materials used in its construction vary according to use.

Building. A "building" is any structure built for the support, shelter or enclosure of persons, animals, chattels, or movable property of any kind, and which is permanently affixed to the land. A fence is not a building.

Building, completely enclosed. A "completely enclosed building" is a building separated on all sides from the adjacent open space, or from other buildings or other structures, by a permanent roof and by exterior walls or party walls, pierced only by windows and normal entrances or exit doors.

Building, detached. A "detached building" is a building surrounded by an open space on the same lot.

Building height. A "building height" for a principal building is the vertical distance measured from the curb level, or its equivalent opposite the center of the front of the principal building, to the:

- A. Highest point of the underside of the ceiling beams of a flat roof;
- B. Deck line of a mansard roof; or
- C. Mean level of the underside of the rafters between the eaves and the ridge of a gable, hip, shed, gambrel, or any other pitched roof.

Where no curb level has been established, the height of a principal building shall be measured from the mean elevation of the existing lot grade at the front of the principal building.

A "building height" for an accessory building is the vertical distance of an accessory structure measured from the average elevation of the existing grade surrounding the accessory structure to the highest point of the accessory structure.

Building, principal. A "principal building" is a nonaccessory building in which a principal use of the lot, on which it is located, is conducted.

Building, residential. A "residential building" is a building which is arranged, designed, used or intended to be used for residential occupancy by one or more families or lodgers and which includes, but is not limited to, the following types:

- A. Single-family detached dwellings.
- B. Two-family dwellings.
- C. Multiple-family dwellings.
- D. Single- or two-family attached dwellings in a row developed initially under single ownership or control.

Bulk. The term "bulk" means, the standards and controls that establish the size and setbacks of buildings and structures including, but not limited to, the following:

- A. Size and height of buildings.

- B. Location of exterior walls at all levels in relation to lot lines, streets or to other buildings.
- C. Gross floor area of buildings in relation to lot area (floor area ratio).
- D. Open spaces allocated to buildings.
- E. Amount of lot area provided per dwelling unit.

Car washes. A building or portion of a building containing facilities for washing motor vehicles using automatic production-line methods, other mechanical devices, or providing space, water, and equipment for hand washing of autos, by either the customer or the operator of the facility.

Carport. A "carport" is an open-sided roofed automobile shelter, usually formed by extension of the roof from the side of a building.

Cemetery, pet. A "pet cemetery" is a burial ground for domestic animals.

Character. The "character" of a structure or area is the special physical characteristics that set it apart from its surroundings and contribute to its individuality.

Club. A "club" is a nonprofit association of persons who are bona fide members paying annual dues and who own, hire, or lease land or buildings or a portion thereof. The use of such premises are restricted to members and their guests. The affairs and management of such private club are conducted by a board of directors, executive committee or similar body chosen by the members at their annual meeting. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests be allowed provided it is secondary and incidental to the promotion of some other common objective of the organization and is in compliance with applicable Federal, State and Cook County statutes and ordinances.

Clustering (of residences). A "clustering" is a grouping of residential structures around courts, cul-de-sacs or short streets — (more closely than in conventional residential plans) in order to preserve natural site amenities and open space, provided there is no increase in the number of lots permitted in a conventional subdivision or increase in the overall density of development.

Columbarium. A "columbarium" is a vault with niches for cinerary urns.

Common area. A "common area" is land within a development, not individually owned or dedicated for public use, which is designed and intended for the common use or enjoyment of the residents of the development. May include complementary structures and improvements.

Common open space. A "common open space" is land/or water unoccupied by

structures, buildings, streets, rights-of-way and automobile parking lots and designed and intended for the use or enjoyment of residents of a planned unit development. Common open space may contain walks, patios and structures for recreational use. Area used for individual open space not available to all residents of a planned unit development, such as private courtyards, shall not be included as common open space.

Compatible use. A "compatible use" is a property, use or service which is capable of direct association with certain other uses because it is complimentary, congruous or otherwise nondetrimental.

Compensatory storage. An artificially excavated, hydraulically equivalent volume of storage within the special flood hazard areas used to balance the loss of natural flood storage capacity when artificial fill or structures are placed within the floodplain. The uncompensated loss of natural floodplain storage can increase off-site floodwater elevations and flows.

Conforming building or structure. A "conforming building or structure" is any building or structure which:

- A. Complies with all the regulations of this ordinance or of any amendments governing bulk for the zoning district in which such building or structure is located; or, is
- B. Designed or intended for a conforming use.

Consistency compliance, conformance with the comprehensive plan. All development plans shall be consistent with the intent, purpose, policies and maps contained in the Cook County Land Use and Policies Plan.

Contiguous. The word "contiguous" means in contact, adjoining or touching another object or item, as distinguished from being adjacent.

Cultural center. A "cultural center" is a structure used to provide services to the public such as, but not limited to, museums, art galleries and libraries.

Curb level. The "curb level" for any building is the level of the established curb in front of the building measured at the center of the front. Where no curb elevation has been established, the mean elevation of the finished lot grade immediately adjacent to a building shall be considered the "curb level."

Day care center. A "day care center" is any licensed facility operated for the purpose of providing care, protection and supervision to individuals during only part of a 24-hour day. This term includes nursery schools, preschools and other similar uses, but excludes public and private educational facilities or any facility offering care to individuals for a full

24-hour period.

Density, gross. The "gross density" is the numerical value obtained by dividing the total number of dwelling units in a development by the gross area of the tract of land (in acres) within a development. This would include all nonresidential land uses and private streets of the development as well as rights-of-way of dedicated streets. The result is the number of dwelling units per gross acre of land.

Density, net. "Net density" is the numerical value obtained by dividing the total number of dwelling units in a development by the area of the actual tract of land (in acres) upon which the dwelling units are proposed to be located and including private streets, common open space and associated recreational facilities within the area. The result is the number of dwelling units per net residential acre of land. Net density calculations exclude right-of-way of publicly dedicated streets.

Detention. A "detention" is the temporary on-site restraining of storm water.

Development. All manmade changes to improved or unimproved real estate including, but not limited to, construction, of buildings or other structures, substantial improvements to buildings or other structures, placement of mobile homes, mining, dredging, filling, grading, paving and excavation or drilling operations.

Development right. A "development right" is the difference between the density which is allowed under existing zoning and that which actually exists on any given parcel of land. A development right is expressed in suitable units such as dwelling units per acre or square feet of building area. In residential districts the development right is the total number of residential units allowed minus any existing units. In commercial or industrial districts the development right is total floor area allowed in square feet minus any existing floor area. For inter-district development right transfer (i.e. residential to commercial), floor area shall be used for calculation purposes.

District. A "district" is a portion of the territory of Cook County within which certain uniform regulations and requirements, or various combinations thereof, apply under the provisions of this ordinance.

Drip line. A "drip line" is an imaginary vertical line that extends from the outermost branches of a tree's canopy to the ground.

Drive-in establishment. A "drive-in establishment" is one which provides or is designed to provide, either wholly or in part, for parking of patrons' automobiles from which the occupants may receive services, obtain goods or be entertained.

Driveway. A "driveway" is a pathway for motor vehicles from a street to a structure used for service purposes or for access to the structure only.

Dwelling. A "dwelling" is a building, or portion thereof, designed or used exclusively for residential occupancy, including single-family dwellings, two-family dwellings and multiple-family dwellings, but not including mobile homes, hotels or motels.

Dwelling, detached. A "detached dwelling" is one which is entirely surrounded by open space on the same lot.

Dwelling, converted. A "converted dwelling" is any building which was originally designed for one type of residential use but which has been altered or changed to another type of residential use.

Dwelling, multiple-family. A "multiple-family dwelling" is a building, or portion thereof, containing three or more dwelling units originally constructed for multiple-family use.

Dwelling, single-family. A "single-family dwelling" is a building containing only one dwelling unit and occupied by only one family.

Dwelling, two-family. A "two-family dwelling" is a building containing only two dwelling units, designed for two families to live independently of each other, and occupied by not more than two families.

Dwelling unit. A "dwelling unit" consists of one or more rooms which are arranged, designed or used as living quarters for only one family. Individual bathrooms and complete kitchen facilities, permanently installed, shall be included in each "dwelling unit."

Earth sheltered home. A dwelling unit structure as defined in the Cook County Building Ordinance.

Easement. An "easement" is a grant by a property owner for the use of land by the public, a corporation, or persons for specific purposes as ingress and egress, the construction of utilities, drainage ways and roadways.

Educational institutions. An "educational institution" is a public, parochial, private or charitable, or nonprofit school, junior college, or university, other than trade or business schools, including instructional and recreational uses, with or without living quarters, dining rooms, restaurants, heating plants, and other incidental facilities for students, teachers, and employees.

Efficiency unit. An "efficiency unit" is a dwelling unit consisting of one principal room exclusive of bathroom, kitchen, hallway, closets or dining alcove directly off the principal room, provided such dining alcove does not exceed 125 square feet in area.

Eleemosynary institution. An "eleemosynary institution" is a building or group of buildings devoted to and supported by charity.

Environmentally sensitive. An "environmentally sensitive" area is a parcel which exhibits one or more of the following characteristics:

- A. Portions of the parcel lie within those areas identified as environmentally sensitive on a map approve by the Board of Commissioners in its Comprehensive Land Use Plan adopted April 6, 1999, and amended September 22, 1999, and by this ordinance.
- B. Portions of the parcel lie within the jurisdictional wetlands under the jurisdiction of the U.S. Army Corps of Engineers.
- C. Portions of the parcel lie within the regulatory floodplain or floodway or flood fringe as designated on the maps adopted by Cook County.
- D. Thirty-three percent or more of the site contains mature hardwood vegetation.
- E. Thirty-three percent or more of the site has topographic relief in excess of ten percent.

Establishment, business. A "business establishment" is a place of business carrying on operations, the ownership and management of which are separate and distinct from those of any other place of business located on the same zoning lot. Direct access to each "business establishment" shall be separate and distinct from direct access to any other business establishment and in no case shall there be access to one such establishment from within another such establishment.

Extended care facility. An "extended care facility" is a long-term facility or a distinct part of a facility licensed or approved as a nursing home, home for the aged or a governmental medical institution.

Fallout shelter. A "fallout shelter" is an accessory building and use designed for the protection of life from radioactive fallout.

Family. A "family" consists of one or more persons each related to the other by blood, marriage or adoption (including foster children), together with such relatives of the respective spouses who are living with the family in a single dwelling and maintaining a common household. A family may also be composed of not to exceed three persons not so related, provided that such unrelated persons live in a single dwelling and maintain a common household and a single housekeeping unit. A family includes any domestic servants and not more than one gratuitous guest residing with family. Servants or guest shall be included, not in addition to, the unrelated persons provided in this definition.

Farm. A "farm" is land being used for agriculture purposes.

Fence. A "fence" is a structure which is a barrier and is used as a boundary, screen, separation, means of privacy, protection or confinement and is constructed of wood, plastic, metal, wire mesh, masonry or other similar material.

Fence, natural. A "natural fence" is a fence made of natural growth, such as trees, deciduous shrubs and evergreens.

Fence, open. An "open fence" is a fence, including gates, which has for each one foot wide segment extending over the entire length and height of the fence, 60 percent of the surface area in open spaces which afford a direct view through the fence.

Fence, solid. A "solid fence" is a fence, including gates, which conceals from the view of adjoining properties, streets or alleys the activities conducted behind the fence.

Filtration plant. A "filtration plant" includes the mechanical process that removes particulate matter by separating water from solid material, usually by passing it through sand.

Flood. A general and temporary condition of partial or complete inundation of normally dry land areas from overflow of inland or tidal waves, or the unusual and rapid accumulation or runoff of surface waters from any source.

Flood frequency. A period of years, based on a statistical analysis, during which a flood of a stated magnitude may be expected to be equaled or exceeded.

Flood fringe. That portion of the floodplain outside of the delineated floodway.

Flood insurance rate map (FIRM). A map prepared by FEMA that depicts the Special Flood Hazard Areas (SFHA) within a community. This map includes insurance rate zones and floodplains and may or may not depict floodways.

Flood insurance study (FIS). An examination and evaluation of hydrologic and hydraulic data sponsored by the Federal Insurance Administration to determine base flood flows, elevations, areas and floodways. This FIS also determines flows, elevations and areas of flood having lesser and greater frequencies of occurrence.

Flood of record. An actual historical flood event for which sufficient records are available to establish its extent. No uniform probability of occurrence is associated with floods of record. However, the probability of occurrence may be determined for the event at specific locations.

Flood (100-Year). A flood magnitude with a one percent statistical chance of being equaled or exceeded during any year. A flood this large would be reached once during a 100-year period, on the average. However, the occurrence of such an event does not diminish the chance of its re-occurring again at any time.

Flood profile. A "flood profile" is a graphical representation of the elevations of the water surface of the 100 year flood along the watercourses of unincorporated Cook County.

Flood protection elevation. The elevation of the base flood or 100-year frequency flood plus two foot of freeboard at any given location in the SFHA.

Flood return period. A period of years, based on a statistical analysis, during which a flood of a stated magnitude may be expected to be equaled or exceeded.

Flood table land. The term "flood table land" is the continuous land area adjacent to the floodplain, having an elevation no greater than two feet nor less than one foot above the base flood elevation.

Floodplain. That land typically adjacent to a body of water with ground surface elevations at or below the base flood or the 100-year frequency flood elevation. Floodplains may also include detached Special Flood Hazard Areas, ponding areas, etc. The floodplain is also known as the Special Flood Hazard Area (SFHA).

- A. Floodplains are those lands within the jurisdiction of Cook County that are subject to inundation by the base flood or 100-year frequency flood. The SFHA's of Cook County are generally identified on the countywide Flood Insurance Rate Map for Cook County number 170316 prepared by the Federal Emergency Management Agency and dated November 6, 2000.
- B. SFHA's of those parts of unincorporated Cook County that are within the extraterritorial jurisdiction of a City or Village, or that may be annexed into a City or Village, are generally identified as such on the Flood Insurance Rate Map prepared for Cook County by the Federal Emergency Management Agency (or the U.S. Department of Housing and Urban Development).

Floodproofing. The term "floodproofing" means any combination of structural and nonstructural additions, changes or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway. A "floodway" is the channel of watercourse and those portions of the adjoining floodplains which are required to carry and discharge the 100-year flood with no significant increase in the base flood elevation.

Floodway encroachment lines. The lateral boundaries of the floodway which separate it from the floodway fringes.

Floodway fringe. A "floodway fringe" is that portion of the floodplain which is immediately adjacent to the floodway. Although this area is prone to flooding, it is not used to transport flood water flows. The highest elevation of the floodway fringe is coterminous to the highest elevation of the floodplain.

Floor area (for determining area ratio). The "floor area" of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the centerline of walls separating two buildings. The floor area of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment (except equipment, open or enclosed, located on the roof), penthouses, attic space having headroom of seven feet, six inches or more, interior balconies and mezzanines, enclosed porches, and floor area devoted to accessory uses. However, any space devoted to off street parking or loading shall not be included in "floor area". The "floor area" of structures devoted to bulk storage of materials, including but not limited to, grain elevators and petroleum storage tanks shall be determined on the basis of height in feet; i.e., ten feet in height shall equal one floor.

Floor area ratio (F.A.R.). The "floor area ratio" is the floor area of the building or buildings on the zoning lot divided by the area of such zoning lot or, in the case of planned unit developments, by the gross site area exclusive of dedicated streets. The floor area ratio requirements shall determine the maximum floor area allowable for the building or buildings (total floor area of both principal and accessory buildings) in direct ratio to the gross area of the zoning lot.

Freeboard. The term "freeboard" means an increment of elevation added to the base flood elevation to provide a factor of safety for uncertainties in calculations, future watershed development, unknown localized conditions, wave actions and unpredictable effects such as those caused by ice or debris jams.

Frontage. The "frontage" is all the property fronting on one side of a street between the two nearest intersecting streets, measured along the line of the street or, if dead ended, then all of the property abutting on one side between an intersecting street and the dead end of the street.

Frontage, zoning lot. The "frontage of a zoning lot" is all the property of such zoning lot fronting on a street, and measured between side lot lines.

Grade. The "grade" is the average level of the finished surface of the ground adjacent to the exterior walls of the building or structure.

Grading. The term "grading" means a reshaping of natural land contours, using natural land materials such as soil, gravel, sand or black dirt, for the purpose of eliminating erosion or sedimentation problems, creating or improving surface drainage, providing for the natural aesthetic contouring of property or to accommodate a building plan by making minor changes in land elevation.

Group home. A "group home" is a facility located in a residential district which is occupied on a permanent basis by a group of not more than six unrelated persons with disabilities in a family-like environment. Group home facilities are allowed only when licensed by the appropriate state and/or local agency.

Guesthouse. A "guesthouse" is a detached accessory building located on the same zoning lot as the principal building and containing living quarters for temporary guests. Guesthouse quarters shall not be rented.

Guests, permanent. A "permanent guest" is a person who occupies, or has the right to occupy, a hotel or apartment hotel accommodation as a domicile and place of permanent residence.

Heliport. A "heliport" is an area of land, water and/or a structure or building which is used or intended for use for the landing and taking off of helicopters, and any appurtenant areas which are used or intended for use for heliport buildings or other heliport facilities or rights-of-way, including all necessary pads, helicopter storage and tie-down areas, hangars, and other necessary buildings and open spaces.

Home occupation. A "home occupation" is an occupation or profession, practiced by a member of the family residing on the premises, and which occupation is clearly incidental and secondary to the residential use of the dwelling provided that:

- A. No more than 15 percent of the total floor area of any one story is used to store commodity intended for sale or use elsewhere;
- B. No more than one person is either employed, or serves as an independent contractor other than members of the family residing on the premises;
- C. No mechanical or electrical equipment is used, except such as is permissible for purely domestic or household purposes;
- D. No accessory building is used for such home occupation purposes; and
- E. No more than 25 percent of the total floor area of any one story is used for home occupation purposes.

The residence of a professional person may be used by that professional for consultation, emergency treatment of performance of religious rites.

Home rule. "Home rule" is the principle under which certain local governments including Cook County are broadly authorized by Illinois law to enact laws, rules and

regulations relating to their own property, affairs and government.

Hospital. A "hospital" is an institution providing primary health services and medical or surgical care to persons, primarily inpatients, suffering from illness, disease, injury, deformity, and other abnormal physical or mental conditions, and including, as an integral part of the institution, related facilities, such as laboratories, outpatient facilities, training facilities, medical offices and staff residences. The term hospital as used in this ordinance does not apply to institutions operating primarily for treatment of mental illness and alcohol addiction or other types of cases necessitating restraint of patients. The term hospital shall not include intermediate, extended, or long term care facility.

Hotel. A "hotel" is an establishment which is open to transient guests, in contradistinction to a boarding house, lodginghouse, or apartment hotel, and is commonly known as a hotel in the community in which it is located. Hotels provide customary services such as maid service, furnishing and laundering of linen, telephone and secretarial or desk services, use and upkeep of furniture, and bellboy service.

Hydrostatic pressure. The upward pressure exerted on floor slabs or an entire structure by standing water or groundwater which tends to float a structure or crack the floor. It is based on the difference in elevation between the surface level of the water and the structure on which it is acting. Hydrostatic pressure may also be horizontal, imposing forces on walls causing them to crack or fail.

Incompatible use. An "incompatible use" is a use or service which is incapable of direct association with certain other uses because it is contradictory, incongruous or discordant.

Industrial animal farm. An "industrial animal farm" is a mechanized farm operation, confined to a limited amount of space, to raise animals or poultry under controlled conditions of food, water and exercise.

Inorganic material. An "inorganic material" is one made from substances composed of matter other than plant, animal or certain chemical compounds or carbon, such as metals and glass.

Integrated center. An "integrated center" is a grouping of compatible uses on a single zoning lot, such uses being in single ownership or under unified control.

Intermediate care facility. An "intermediate care facility" is a facility that routinely provides, personal care, including dressing, eating and health related care and services to individuals who require such assistance but who do not require the degree of care and treatment that a hospital or skilled nursing facility provides.

Junk car. An automobile, truck or other motor vehicle which has been damaged to such an extent that it cannot be operated under its own power and will require major repairs before being made usable, or a vehicle which does not comply with State or Cook County statutes or ordinances.

Junk yard. A "junk yard" is an open area where junk, waste, scrap, discarded or salvaged materials are bought, sold, exchanged, stored, baled, packed, disassembled or handled, including but not limited to scrap iron and other metals, paper, rags, rubber tires, and bottles. A junk yard includes automobile wrecking or salvage yards, house wrecking yards, used lumber yards and places or yards for storage of salvaged house wrecking and structural steel materials and equipment. A junk yard does not include uses established entirely within enclosed buildings.

Kennel, commercial. A "commercial kennel" is any premises or portion thereof on which more than three dogs, cats or other domestic animals over six months of age are kept, boarded, bred, or cared for, in return for remuneration, or are kept for the purpose of sale.

Lake. A "lake" is any natural or manmade body of water surrounded by land.

Landfill, solid waste. A "solid waste landfill" is the depositing of strictly inorganic nonputrescible materials and earth on a site that is below the normal elevation of adjacent lands for the purpose of bringing the site up to the average grade of adjacent parcels. This operation may be run as a business or may be noncommercial in nature. This type of landfill does not include normal grading of land prior to development.

Landfill, dump. A "dump landfill" is the uncontrolled depositing of refuse on a site without adequate control of the operation.

Landfill, sanitary. A "sanitary landfill" is a site for waste disposal of nonhazardous and nonmedical farm, residential, commercial or industrial waste, using sanitary land filling techniques.

Limited access highway. A "limited access highway" is a traffic way, including expressways and toll roads for through traffic, in respect to which owners or occupants of abutting property or lands and other persons have no legal right of access, except at such points and in such manner as may be determined by the public authority jurisdiction over such traffic way.

Live entertainment. The term "live entertainment" means any musical act (including karaoke), theatrical act (including stand-up comedy), play, revue, scene, dance act or song and dance act, or any combination thereof, performed by one or more persons, whether or

not they are compensated for the performance. Live entertainment applies to privately owned premises that are open to the public, whether or not admission is charged.

Lodge. A "lodge" is a hall or meeting place of a local branch or the members composing such a branch of a fraternal order, or society, such as the Masons, Knights of Columbus, Moose, American Legion and other similar organizations. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests is be allowed provided it is secondary and incidental to the promotion of some other common objective by the organization, and is in compliance with applicable Federal, State and Cook County statutes and ordinances.

Lodging room. A "lodging room" is a room rented as sleeping and living quarters, but without cooking facilities and with or without an individual bathroom. In a suite of rooms without cooking facilities, each room which provides sleeping accommodations shall be counted as one lodging room for the purpose of this comprehensive amendment.

Lodginghouse. A "lodginghouse" is a building originally designed for or used as a single-family dwelling, all or a portion of which contains lodging rooms which accommodate persons who are not members of the operator's family. Lodging or meals, or both, are provided for compensation on a weekly or monthly basis.

Long-term care facility. A "long-term care facility" is an institution or a distinct part of an institution that is licensed or approved to provide health care under medical supervision for twenty-four or more consecutive hours to two or more patients.

Lot. A "lot" is a zoning lot, except as the context shall indicate a lot of record, in which case a "lot" is a lot of record.

Lot area, gross. The "gross lot area" is the area of a horizontal plane bounded by the front, side and rear lot lines.

Lot, buildable area. The "buildable area" of a zoning lot is the space remaining on a zoning lot after the minimum open space requirements of this ordinance have been complied.

Lot, corner. A "corner lot" is a lot situated at the intersection of two streets, the interior angle of such intersection not exceeding 135 degrees.

Lot coverage. The "lot coverage" of a lot is area of a lot occupied by the principal and accessory buildings.

Lot depth. The "lot depth" is the mean horizontal distance between the front lot line and the rear lot line of a lot, measured within the lot boundaries.

Lot frontage. The "lot frontage" is that boundary of a lot along a public or private street.

Lot, interior. An "interior lot" is a lot other than a corner or reversed corner lot.

Lot line. A "lot line" is a property boundary line of lot. When a lot extends to an abutting street or alley, the lot line shall be the closest street or alley line.

Lot line, front. The "front lot line" shall be that boundary of a lot which is along an existing or dedicated public lot which is along an existing or dedicated public street or, where no public street exists, is along a public way; where such public way is not a dedicated street the right-of-way of such public way shall be deemed to be 66 feet, unless otherwise provided. On a corner lot the lot line having the shortest length abutting a street line shall be the front lot line.

Lot line, rear. The "rear lot line" shall be that boundary of a lot which is most distant from, and is, or is most nearly, parallel to the front lot line.

Lot line, side. The "side lot line" shall be any boundary of a lot which is not a front lot line or a rear lot line.

Lot of record. A "lot of record" is a lot which is a part of a Subdivision or a parcel of land the plat of which has been recorded in the Office of the Recorder of Deeds of Cook County or registered in the Office of the Registrar of Titles of Cook County prior to the effective date of this zoning ordinance.

Lot, reversed corner. A "reversed corner lot" is a corner lot the street side lot line of which is substantially a continuation of the front lot line of the first lot to its rear.

Lot, through. A "through lot" is a lot having a pair of opposite lot lines along two more or less parallel public streets and which is not a corner lot. On a through lot both street lines shall be deemed front lot lines.

Lot width. The "lot width" is the mean horizontal distance between the side lot lines of a lot, measured within the lot boundary.

Lot, zoning. A "zoning lot" is a single tract of a land located within a single block, which is designated by its owner or developer as a tract to be used, developed or built upon as a unit, under single ownership or control. A "zoning lot" may or may not coincide with a lot of record.

Map Amendment. An amendment to the zoning map which modifies a property's

zoning designation.

Marquee or canopy. A "marquee or canopy" is a roof like structure of a permanent nature which projects from the wall of a building and overhangs the public way.

Massage. The performance of manipulative exercises upon the human body of another by rubbing, kneading, stroking or tapping with the hand or hands, or with any mechanical or bathing device.

Massage parlor. A place, establishment or facility where a massage is made available.

Massage school. A place, establishment or facility which provides instructions in the theory, method and practice of massage.

Mezzanine. A "mezzanine" is an intermediate or fractional story between the floor and ceiling of a main story used for a purpose accessory to the principal use. A mezzanine is usually just above the ground or main floor and extends over only part of the main floor.

Micron. A "micron" is a unit of length equal to 1/1,000 part of .001 millimeter.

Mobile home. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter [110](#), Article II of the Code].

Mobile home park. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter [110](#), Article II of the Code].

Moderate burning material. A "moderate burning material" is a material which in itself does not support combustion and which is consumed slowly as it burns.

Motel. A "motel" is an establishment consisting of a group of attached or detached living or sleeping accommodations with bathroom and closet space, located on a single zoning lot. Motels are designed for use by transient motor vehicle tourists, and provide for parking space adjacent to a sleeping room. A motel furnishes customary hotel services such as maid service and laundering of linen, telephone and secretarial or desk service, and the use and upkeep of furniture. In a motel less than 20 percent of the living and sleeping accommodations are occupied or designed for occupancy by persons other than transient motor vehicle tourists.

Motor freight terminal. A "motor freight terminal" is a building or area in which freight brought by motor truck is assembled and/or stored for routing in intrastate and interstate shipment by motor truck.

Motor vehicle. A "motor vehicle" is any passenger vehicle, motorcycle, recreational

vehicle, truck, truck-trailer or semi-trailer propelled or drawn by mechanical power.

Nameplate. A "nameplate" is a sign indicating the name and address of a building, the name of an occupant of a building and/or the practice of a permitted occupation in a building.

Nonconforming building or structure. A " nonconforming building or structure" is any building or structure or portion thereof lawfully existing at the time of adoption of this ordinance, or any subsequent amendment, which:

- A. Does not comply with all of the regulations of this ordinance, or of any subsequent amendment, for the zoning district in which such building or structure is located; or
- B. Is designed or intended for a nonconforming use.

Nonconforming lot. A " nonconforming lot" is a lot of record which when recorded met the minimum lot area and other dimension requirements of the zoning ordinance of Cook County, but through subsequent amendments to such ordinances or other acts of a public body, has become a lot of record in conflict with the minimum lot area and/or other dimension requirements of Cook County.

Nonconforming use. A " nonconforming use" is any use of land, buildings or structures lawfully existing at the time of adoption of this ordinance, or any subsequent amendment, which use does not comply with the permitted uses in the zoning district in which such use is located.

Nonputrescible material. A "nonputrescible material" is a material or substance not subject to decomposition or decay.

Octave band. An "octave band" is a means of dividing the range of sound frequencies into octaves in order to classify sound according to pitch.

Octave band filter. An "octave band filter" is an electrical frequency analyzer designed according to standards formulated by the American Standards Association and used in conjunction with a sound level meter to take measurements in specific octave intervals.

Odorous matter. An "odorous matter" is any matter that yields an odor which is offensive in any way.

Ordinance(s). Any reference to "ordinance(s)" shall be construed as meaning any applicable Cook County ordinance. Reference to "this ordinance" shall be construed as meaning the Cook County Zoning Ordinance of 2001.

Organic material. An "organic material" is a material or substance composed of chemical compounds of carbon in combination with other chemical elements (often

hydrogen) and generally manufactured in the life processes of plants and animals. Organic substances include paper, wood, food and plastic as well as the waste products of these and similar materials.

Particulate matter. A "particulate matter" is material, other than water, which is suspended in or discharged into the atmosphere in a finely divided form as a liquid or solid.

Performance standard. A "performance standard" is a criterion established to control noise, odor, smoke, toxic or noxious matter, vibration, fire and explosive hazards or glare or heat generated by, or inherent in, uses of land or buildings. The more frequently used performance criteria include:

- A. *Active to intense burning* is the rate of combustion described by materials that burn with a high degree of activity and are consumed rapidly. Examples include sawdust, powdered magnesium and pyrozylin.
- B. *Closed cup flash point* is the lowest temperature at which a combustible liquid, under prescribed conditions, will give off a flammable vapor which will burn momentarily.
- C. *Decibel* is a unit which describes the sound pressure level or intensity of sound. A sound level meter is calibrated in decibels.

Planned unit development (PUD). A "planned unit development" is a tract of land which is developed as a unit under single ownership or unified control, which includes one or more principal buildings or uses, and is processed under the planned unit development provisions of this ordinance.

Planned unit development plat. A "planned unit development plat" is a drawing or map made to measurable scale upon which is presented a description and definition of the way in which the design requirements of the planned unit development are to be met. A plat is intended for recording with the Cook County Recorder of Deeds.

Private water supply. A "private water supply" is any facility which furnishes water for general domestic purposes which serves less than ten separate lots or premises.

Property lines. "Property lines" are the lines bounding a zoning lot, as defined herein.

Public way. A "public way" is any sidewalk, street, alley, highway or other public thoroughfare.

Pumping station. A "pumping station" is a station at which sewage, storm water or water is pumped to a higher level.

Railroad right-of-way. A "railroad right-of-way" is a strip of land with tracks and auxiliary facilities for track operation, but not including freight depots or stations, loading

platforms, train sheds, warehouses, car or locomotive shops, or railroad car yards.

Recording (of a document). A "recording" shall mean to officially record a document in the Office of the Cook County Recorder of Deeds or when it was applicable, to have registered a document (in Torrens) with the Cook County Registrar of Titles.

Recreation club. A "recreational club" is a nonprofit association of persons who are bona fide members paying annual dues and who own, hire, or leases land or buildings or a portion thereof. The use of such premises are restricted primarily to the principal use, which is a generally recognized sport or recreational activity. The premises shall be restricted to members and their guests. The affairs and management of such recreational club are conducted by a board of directors, executive committee or similar body chosen by the members at their annual meeting. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests is allowed provided it is secondary and incidental to the promotion of some recognized sport or recreational activity and is in compliance with applicable Federal, State, and Cook County statutes and ordinances.

Reservoir. The term "reservoir" is commonly applied to waters held in storage in either artificial or natural basins and impoundments primarily for a source of water for power, municipal, industrial domestic or flood control uses.

Reservoir parking. A "reservoir parking" facility provides off-street parking spaces for automobiles awaiting entrance to a particular establishment.

Retention. A "retention" is the permanent on-site maintenance of storm water.

Ringelmann Chart. The "Ringelmann Chart" is one which is described in the U.S. Bureau of Mines Information Circular 6888, on which are illustrated graduated shades of grey for use in estimating the light-obscuring capacity of smoke.

Ringelmann Number. The "Ringelmann Number" is the number appearing on the Ringelmann Chart ascribed by the observer to the density of the smoke emission. Where the density of light obstructing capacity of the smoke as observed falls between two consecutive Ringelmann Numbers, the lower Ringelmann Number shall be considered the density of the smoke observed.

Risk premium rate zones. A "flood hazard area" is designated according to the degree of flooding an area would experience during a base flood. The symbols used to designate these zones are as follows:

- A. "A"-Areas of 100-year flood; base flood elevation and flood hazard factors not determined.
- B. "AO"-Areas of 100-year shallow flooding where depths are between one and three feet; average depths of inundations are shown, but no flood hazard

factors are determined.

- C. "AH"-Areas of 100-year shallow flooding where depths are between one and three feet; base flood elevations are shown, but no flood hazard factors are determined.
- D. "A1"-Areas of 100-year flood; base flood.
- E. "A30"-elevations and flood hazard factors determined.
- F. "B"-Areas between limits of the 100-year flood and 500-year flood; or certain areas subject to 100-year flooding with average depths less than one foot or where the contributing drainage area is less than one square mile; or areas protected by levees from the base flood (medium shading).
- G. "C"-Areas of minimal flooding (no shading).

Riverine. A "riverine" relates to, is formed by or resembles a river (including tributaries), stream, creek or brook.

Roadside stand. A "roadside stand" is a structure erected for the display and sale of agricultural products. Agricultural products are generally grown on site or on other premises owned or used by the operator of the roadside stand. There are two distinct types of roadside stand operations:

- A. *Accessory roadside stand.* An "accessory roadside" stand is located on the same premises as a farm which is in conformance with this ordinance. All products or produce not grown on land owned by the operator of the roadside stand must be certified by the Cook County Zoning Board of Appeals as being of a purely agricultural nature. An accessory roadside stand may be no more than one story in height nor may it contain more than 500 square feet of retail floor area.
- B. *A commercial roadside stand.* A "commercial roadside" stand is located apart from a functioning farm, and it generally sells products which are grown off the premises. It must be located in a commercial zoning district and comply with all site and structure provisions of the applicable zoning district. A commercial roadside stand may sell up to five products not of an agricultural nature if so authorized by the Zoning Board of Appeals.

Sanitary landfill. See *Landfill, sanitary*.

Sanitary land filling. A "sanitary land filling" is an engineered method of waste disposal where the waste is spread in thin layers, compacted to the smallest practical volume and covered with earth and/or sod at the end of each working day, or more frequently, as conditions warrant.

Setback. A "setback" is the minimum horizontal distance between the building or

structure and any lot line.

Sewage treatment plant. A "sewage treatment plant" includes any method, construction, device or appliance appurtenant thereto, used for the purpose of treating, neutralizing, stabilizing, disinfecting or disposing of sewage, industrial waste or other wastes, or for the recovery of by-products from such sewage, industrial wastes or other wastes.

Sign. A "sign" is a name, identification, description, display or illustration which is affixed to or placed directly or indirectly upon or adjacent to buildings, structures or zoning lots and which directs attention to objects, products, places, activities, persons, institutions, organizations or businesses. However, signs shall not include any display of official court or public office notices nor shall signs include flags, emblems or insignias of nations, political units, schools or religious groups. Signs as defined here do not include signs located completely within an enclosed building.

Sign, advertising. An "advertising sign" is a sign which directs attention to businesses, commodities, services or entertainment.

Sign, billboard. A "billboard sign" is a sign that directs attention to a business, person, activity, commodity, product, good, service, or entertainment conducted, sold or offered at a location other than the premises on which the sign is located.

Sign, identification. An "identification sign" is a sign which states the name of the residents, businesses, developments or establishments, and/or the address of the buildings or developments, and/or the occupation of the residents or tenants, but which do not contain any advertising.

Sign, illuminated. An "illuminated sign" is a sign with a source of illumination that is a fundamental part of the sign.

Sign, indirectly illuminated. An "indirectly illuminated sign" is a sign with a source of illumination which is accessory to the sign and where such source of illumination is intended to indirectly illuminate such sign.

Sign, multiple message. A "multiple message sign" means a billboard or off-premises outdoor advertising sign that displays a series of message changes, regardless of the technology used. A multiple message sign provides for a fixed message of at least ten seconds in length with a transition time between message changes of three seconds or less. Multiple message signs contain a default design that will freeze the message in one position if a malfunction occurs.

Sign, novelty. A "novelty sign" is a banner, flag, pennant, object, streamer or other

attention-getting device or display including, but not limited to, inflated objects which are attached to buildings or property.

Sign, off-premises. An "off-premises sign" means any sign that relates to a business, person, activity, good, product, service or facility which is unrelated to the principal use on a zoning lot.

Sign, on-premises. An "on-premises sign" means any sign that relates to a business, person, activity, good, product, service or facility which is related to the principal use on a zoning lot.

Sign, portable. A "portable sign" means any sign that is not permanently attached to the ground, structure or building and which is designed to be transported.

Sign, sign face area. The "sign face area of a sign" shall be the entire area within a single continuous perimeter enclosing the extreme limits of the sign.

Sign, temporary. A "temporary sign" means any sign which contains information which is not of a permanent character, or the physical features of such sign, such as its structure, is not of a permanent character, or both. Such signs include, but are not limited to, political signs, garage sale signs, real estate signs, and for rent signs, but do not include novelty signs.

Sign, traffic. A "traffic sign" means a sign which directs or guides a person to a facility intended to serve the public, including entrances, exits, restrooms, public telephones, walkways, parking areas and similar facilities. Traffic signs shall not identify an establishment or other goods and services available at an establishment and shall not contain advertising messages.

Similar use. A "similar use" is a property, use or service possessing physical and/or activity characteristics which resemble certain other uses.

Slow burning or incombustible materials. "Slow burning" or "incombustible" material identifies materials which do not in themselves constitute an active fuel for the spread of combustion. A material which will not ignite, nor actively support combustion during an exposure for five minutes at a temperature of 1200 degrees Fahrenheit, shall be designated "incombustible".

Smoke unit. A "smoke unit" is the number obtained when the smoke density in Ringelmann number is multiplied by the time of emission in minutes. For the purpose of this calculation, a Ringelmann density reading shall be made at least once a minute during the period of observation, each reading is then multiplied by the time in minutes during which it was observed. The various products are then added together to give the total

number of smoke units observed during the entire observation period.

Sound level. A "sound level" of an operation or use is the intensity of sound, measured in decibels, produced by such operation or use.

Sound level, meter. A "sound level meter" is an instrument designed to measure sound pressure levels and constructed in accordance with the requirements for General Purpose Sound Level Meters published in the American National Standards Institute Standard No. 81.4-1971 or its latest revision.

Sound pressure level. A "sound pressure level" is the intensity of a sound, measured in decibels.

Specified anatomical areas. A "specified anatomical area" is defined as:

- A. Anatomical areas if less than completely and opaquely covered by a bathing suit, blouse, shirt, dress, pants, leotard or other wearing apparel or fabric.
 - 1. Any portion of the genitals or pubic region.
 - 2. Any portion of the buttocks.
 - 3. Female breast(s) below a horizontal line across the breast at a point immediately above the top of the areola, including the entire lower portion of the female breast, but shall not include any portion of the cleavage of the female breast.
- B. Genitals in a discernible turgid state, even if completely and opaquely covered.
- C. Paint, latex or other nonfabric coverings shall not satisfy the requirement of coverage, irrespective of whether the coverage is complete or opaque.

Specified sexual activity. A "specified sexual activity" is defined as:

- A. Human genitals in a state of sexual stimulation or arousal.
- B. Acts of human masturbation, sexual intercourse or sodomy.
- C. Fondling or other erotic touching of human genitals, pubic regions, buttocks or female breasts.

Stable, private. A "private stable" is a detached accessory building for the keeping of horses owned by the occupants of the premises and not kept for remuneration, hire or sale.

Stables and/or riding academies, commercial. A "stable and/or riding academy noncommercial" is the grounds and buildings where horses are bred, raised, boarded or kept for remuneration, hire or sale.

Stables and/or riding academies, noncommercial. A "stable and/or riding academy noncommercial" is the grounds and buildings designed, arranged, used or intended to be used for the boarding, keeping or housing of horses for the private use of the owner. Such use may be located on a lot occupied by residential uses or may be located on a lot occupied by the equestrian facilities of a private riding club. All such uses shall be operated as not-for-profit facilities.

Stream. A "stream" is any natural, artificial or channelized water course that transports continuous or periodic flowing water.

Street. A "street" is a public or private right-of-way which affords a primary means of access to abutting property, but excepting driveways to buildings.

Structural alteration. A "structural alteration" is any change, other than incidental repairs, which would prolong the life of the supporting members of a building, such as the addition, removal or alteration of bearing walls, columns, beams, girders, or foundations.

Structure. A "structure" is an assembly of materials forming a construction for occupancy or use, including but not limited to buildings, stadia, reviewing stands, platforms, antenna towers, observation towers, radio towers, windmills, open sheds, shelters, coal silos, gas or liquid storage tanks, display signs, piers, fences and trestles.

Substantial improvement. A "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of a building commences, whether or not that alteration affects the external dimensions of the structure.

Substantial improvements in a floodable area. Any repair, reconstruction or improvements to the external dimensions of a structure which cost 50 percent or more of the market value of the structure (either before the improvement has begun or after it has been completed) is considered "substantial improvements in a floodable area". Any repair, reconstruction or improvements to a structure that has been damaged and is being restored which cost 50 percent or more of the market value of the structure before the damage occurred is considered substantial improvements in a floodable area. The term substantial improvements in a floodable area, however, does not include:

- A. Improvements of a structure to comply with existing state or local health, sanitation or safety code specifications necessary to assure safe living conditions,
- B. Alterations to a structure or site documented as deserving preservation by the Illinois Department of Conservation or listed on the National Register of Historic Places. No improvement shall result in an increase by more than 20 percent of the square footage of land area occupied by currently existing real estate improvements.

Surface water elevation. The "surface water elevation" is the normal water level

elevation of a lake, stream or stream bed as depicted on United States Geological Survey (U.S.G.S.) floodplain topographic maps. If surface water elevation datum specified by the Illinois Department of Transportation, Division of Water Resources is more current than U.S.G.S. floodplain topographic maps, Division of Water Resources information may be used.

Telecommunications carrier, wireless communication transmitting and receiving facility. A “telecommunications carrier, wireless communication transmitting and receiving facility” is a facility which consists of a combination of improvements and equipment, including but not limited to towers, antennas, wires, electrical cabinets, and foundations, that is operated pursuant to applicable federal licenses and includes antenna devices by which signals are transmitted and/or received.

Tent. A "tent" is any structure or enclosure, the roof of which and/or one-half or more of the sides, are constructed of silk, cotton, canvas, fabric or a similar light material.

Text Amendment. A change in the development standards in one or more zoning districts.

Theater. An establishment used to observe films and other visual material which is not an adult motion picture theater.

Three-component measuring system. A "three-component measuring system" denotes instrumentation which can measure earthborn vibrations in three directions, that is, vibration occurring in a horizontal as well as a vertical plane.

Toxic or noxious substances. Any solid, liquid or gaseous matter, including but not limited to gases, vapors, dusts, fumes and mists containing properties which by chemical means are inherently harmful and likely to destroy life and impair health or are capable of causing injury to the well-being of persons or damage to property are considered "toxic or noxious substances."

Trailer. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter 110, Article II of the Code].

Trailer-camper parks. A "trailer-camper park" is a residential facility designed, used or intended to be used to accommodate the over-night or temporary location, hookup or use of its facilities for travel trailer, camp trailer and recreation vehicles.

Transitional residence. A temporary residential living arrangement for persons who are receiving therapy or counseling for purposes which include, but are not limited to:

- A. Drug or alcohol addiction.
- B. Imprisonment including pre-release, work-release, and probationary programs.
- C. Family and school adjustment problems which require special attention and

care in order to achieve personal independence.

D. Victims of domestic abuse.

Unified control. The combination of two or more tracts of land wherein each owner has agreed that his tract of land shall be developed as part of a planned unit development and shall be subject to the control applicable to the planned unit development.

Use. The "use" of property is the purpose or activity for which the land or building is designed, arranged or intended, or for which it is occupied or maintained, and shall include any manner of performance of such activity with respect to the performance standards of this ordinance.

Use, permitted. A "permitted use" is a use which may be lawfully established in a particular district, provided it conforms with all requirements, regulations and performance standards (if any) of such district.

Use, principal. A "principal use" is the main use of land or buildings as distinguished from a subordinate or indicates otherwise accessory use. A principal use may be either permitted or special.

Use, special. A "special use" of land or buildings, or both, described in this ordinance is a use subject to special provisions because of unique characteristics that do not allow the use to be properly classified as a permitted use.

Variance. A "variance" means a grant of relief from the requirements of this ordinance which permits construction in a manner that would otherwise be prohibited by this ordinance.

Vibration. A "vibration" is the periodic displacement, of earth, measured in inches.

Warehouse. A "warehouse" is a structure, or part of a structure or area used principally for the storage of goods and merchandise.

Waste transfer facility. A "waste transfer facility" is a facility where solid waste from collection vehicles is consolidated and temporarily stored for subsequent transport to a permanent disposal site.

Water supply system, individual. The "individual water supply system" of a building or premises consists of the water service pipes, water distribution pipes and the necessary connecting pipes, fittings, control valves and all appurtenances in or adjacent to the building or premises.

Water supply system, public. A "public water supply system" means collectively all property involved in a water utility, including land, water sources, collection systems,

dams and hydraulic structures, distribution systems and other appurtenances, pumping stations, treatment works and general properties, or any parts thereof.

Watercourse. A river, stream, creek, brook, branch or other drainageway into which storm water runoff and floodwaters flow either regularly or intermittently.

Waterworks. A "waterworks" refers to and includes a waterworks system in its entirety or any integral part thereof, including hydrants, meters, valves, standpipes, storage tanks and all other elements useful in connection with a water supply or water distribution system.

Well. A "well" is an underground source of water made accessible by drilling or digging to the level of the water table.

Wholesale establishment. A "wholesale establishment" is a business establishment engaged in selling to retailers or jobbers rather than consumers.

Yard. A "yard" is an open space, on the same zoning lot with a building or structure, unoccupied and unobstructed from its lowest level to the sky, except as otherwise permitted in [Article 8](#). A yard extends along a lot line, to a depth or width specified in the yard requirements for the zoning district in which the zoning lot is located.

Yard, corner side. A "corner side yard" is a side yard which faces a public street.

Yard, front. A "front yard" is a yard extending along the full length of the front lot line between the side lot lines.

Yard, interior side. An "interior side yard" is a side yard which is located immediately adjacent to another zoning lot or to an alley separating such side yard from another zoning lot.

Yard, rear. A "rear yard" is a yard extending along the full length of the rear lot line between the side lot lines.

Yard, side. A "side yard" is a yard extending along a side lot line from the front yard to the rear yard.

Yard, transitional. A "transitional yard" is a yard which must be provided on a commercial zoning lot which adjoins a zoning lot in a residence district, or that yard which must be provided on an industrial zoning lot which adjoins a zoning lot in either a Residence or Business District.

Zero lot line residence. A detached single-family dwelling unit which is built to one of the side lot lines. A "zero lot line residence" is generally constructed within a planned unit

development or when clustering residential units.

Zoning administrator. The "zoning administrator" is a person appointed by the President of the Board of Commissioners who is vested with administrative responsibilities regarding this ordinance. The Office of the Zoning Administrator is wholly contained within the Cook County Department of Building and Zoning.

Zoning board. The "Zoning Board" is the Zoning Board of Appeals of Cook County.

Zoning district. A "zoning district" is a sections or sections of the unincorporated territory of Cook County for which the regulations and requirements governing use, lot and bulk of buildings and premises are uniform.

Effective Date: This Proposed Ordinance Amendment shall be in effect immediately upon passage and approval.

Vice Chairman Murphy, seconded by Commissioner García, moved to approve Communication No. 324315 as Substituted. The motion carried.

**13-O-39
ORDINANCE**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT
AND PETER N. SILVESTRI, COUNTY COMMISSIONER**

AMENDING ZONING ORDINANCE

BE IT ORDAINED, by the Board of Commissioners of Cook County that Appendix A, Zoning, Article 8, General Provisions, Section 8.6, Article 9, Planned Unit Development, Sections 9.5 through 9.8, Article 13, Administration and Enforcement, Sections 13.3, 13.4, 13.6, 13.7, and 13.8 and Article 14, Rules and Definitions of the Cook County Code shall be amended as follows:

ARTICLE 8 GENERAL PROVISIONS

8.6. - Structure height.

The following requirements qualify or supplement district regulations in this ordinance:

8.6.1. District regulations. The height of any structure shall not exceed 125 percent of the height of the tallest existing structure located within a one-quarter mile radius of the property lines of the subject site. Structures located in R-7, R-8, C-2, C-4, C-7 or C-8 zoning districts shall not be used in the calculation of tallest existing structure. Property zoned R-7, R-8, C-2, C-4, C-7 or C-8 is exempted from this provision. This provision shall not apply if no structure exists within a one-quarter mile radius.

8.6.2. Public buildings. A public hospital or institution, a public or parochial school and a public utility or public service building shall not exceed a height of 60 feet, provided the building is set back from the front, rear and side lot lines a ratio of two feet for every ten feet of building height greater than

40 feet. This height requirement shall apply in addition to rear and side yard requirements set forth in this ordinance.

8.6.3. Building appurtenances. A chimney, parapet wall, skylight, steeple, flag pole, smokestack, cooling tower, elevator bulkhead, fire tower, monument, water tower, stack, stage tower or scenery loft, tank, ornamental tower or spire, roof garden, recreational facility, mechanical appurtenance or penthouse containing a mechanical appurtenance may exceed the height limits in this ordinance and shall not be included in building height.

8.6.4. Planned unit developments. The structures in a planned unit development may exceed the height limits established for the district in which the structures are located in accordance with an approved planned unit development.

8.6.5. Airports.

A. Structures subject to notice under Federal Aviation Regulations shall not be constructed until it is determined by the Federal Aviation Administration that a structure will not be a hazard to aerial navigation. Applications for zoning amendments, special uses, unique uses, variances or planned unit developments which involve property located within two miles of an airport shall be forwarded by the Department of Building and Zoning to the Federal Aviation Administration for review and comment. In addition, plans to construct a structure exceeding 160 feet in height, regardless of location, shall be forwarded to the Federal Aviation Administration for review and comment.

B. Data relating to an applicant's request to construct a structure within two miles of an airport shall be made available to the Federal Aviation Administration by the Department of Building and Zoning or Bureau of Economic Development.

ARTICLE 9. PLANNED UNIT DEVELOPMENT

9.5. - Application for preliminary plan approval.

9.5.1. Notice of application. An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a PUD by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district serving the PUD, the fire chief of each local fire protection district serving the PUD, the township clerk and the township highway commissioner for the district serving the PUD. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

9.5.2. Application and supporting documents.

A. An applications for a PUD shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy of the application and all supporting documents. The applicant shall disclose, and the Department of Building and Zoning shall independently verify, whether a judicial proceeding for a violation of any Cook County ordinance is pending pertaining to the subject property.

B. Applicants shall file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notices pursuant to Section 9.5.1.

C. Applications shall be accompanied by the following documentation:

1. Statement describing the character of the PUD and the manner in which it has been designed to take advantage of the flexibility of PUD regulations and the benefits that will accrue to the public as a result of the PUD.
2. Statement of planning objectives to be achieved by the PUD.
3. Statement of present and proposed ownership of all land within the proposed PUD, with supporting documentation, and an affidavit certifying that there are no delinquent taxes on the whole or any part of the property.
4. Development schedule indicating stages in which the proposed PUD will be built and approximate dates for beginning and completion of each construction stage.
5. Proposed agreements, provisions or covenants which will govern the use, maintenance, operation and improvement of the proposed PUD and any of its common open space.
6. Statement indicating the density of uses including total number of dwelling units per acre, number of units by type, number of buildings by type and number of bedrooms in each building and dwelling unit type.
7. Statement detailing the type and amount of nonresidential uses including the total amount of common open space and net amount (open space which is not located in required yards or storm water management areas) of open space.
8. Statement identifying the type and location of service facilities and off-street parking facilities, including total number of parking spaces and parking spaces per sub-area.
9. Architectural plans for all primary buildings which reveal the style of the development and the building design, floor area of building types and total ground coverage of buildings.
10. Landscape plan prepared by a registered landscape architect depicting trees, plant materials, grading, excavating, berming and aesthetic features.
11. School impact study estimating the number of additional students and the financial burden the proposed PUD will have on local school districts.

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12. Appraisal report prepared by an MAI appraiser demonstrating the value of the property as zoned and the value as zoned with the proposed PUD.
13. Tax impact study estimating the tax revenue to be generated by the proposed PUD and the estimated cost to various taxing bodies of providing necessary services to the PUD.
14. Traffic analysis demonstrating the adequacy of the local transportation system to handle anticipated traffic volumes generated by the proposed PUD and an analysis of the adequacy of the PUD's internal vehicular circulation system.
15. Economic feasibility study of the proposed PUD showing the need and feasibility of the proposed development.
16. Sediment and erosion control plan.
17. Report indicating the subsurface conditions on the proposed PUD land, including location and result of tests made to ascertain subsurface soil, rock and ground water conditions, depth to ground water and location and results of soil percolation tests if individual sewage disposal systems are proposed.
18. Schedule for phased development of the proposed PUD if the PUD is not intended to be established within one year. Upon approval, the development plan or schedule shall be considered as a limitation and condition on the PUD.
19. Preliminary lighting plan.
20. Survey prepared by a registered landscape architect or arborist of all trees over six inches in diameter, as measured six inches above the established grade, indicating location, species and quality.
21. Report indicating the existing and proposed pedestrian circulation system, including bicycle paths.
22. Site plan to scale depicting the following information:
 - a. Boundary lines of adjoining property within 1,000 feet of the subject property identifying parcels by PIN number, existing land use, existing zoning classification and comprehensive plan recommendation.
 - b. Location, width and purpose of easements.
 - c. Streets on and adjacent to the proposed PUD including street names, right-of-way widths, parking areas, existing or proposed centerline elevations, pavement types, sidewalks, curbs, gutters, culverts, paths and bike trails.
 - d. Utilities on and adjacent to the proposed PUD including location, size and invert elevation of sanitary, storm and combined sewers, location and size of water mains and location of gas lines, fire hydrants, electric and telephone lines and street lights.

- e. Ground elevations on the proposed PUD at one-foot contours with spot elevations at all breaks in grades, along all drainage channels or swales and at points of special significance.
- f. Water courses, floodplains, floodways, wetlands, marshes, rock outcrops, wooded areas, trees six inches or more in diameter, houses, accessory buildings and other significant features.
- g. Direction and gradient of ground slope of land within 1,000 feet of the proposed PUD including embankments or retaining walls, character and location of major buildings, railroads, power lines, towers, and other nonresidential land uses or adverse influences, platted lands with percentage of buildup, lot sizes and dwelling types.
- h. Proposed public improvements within 1,000 feet of the proposed PUD including highways and other major improvements planned by public authorities for future construction on or near the tract.
- i. Open space and recreational areas and facilities for public use or reserved for the use of all property owners.
- j. Location, purpose and height of all buildings and structures.
- k. Name of development, site planner, north point, scale, acreage of site and date of preparation.
- l. Additional information as may be required by Cook County.

D. Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 9.5.10. (A).

E. Applications which fail to comply with this section shall be returned by the Zoning Administrator to applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

9.5.3. *Fee.* The application shall be accompanied by a fee as established by the Cook County Board of Commissioners in order to be deemed complete.

9.5.4. *Verification.* The Department of Building and Zoning shall verify that the application for preliminary plan approval is complete and that all required documentation has been submitted prior to forwarding the application to the Zoning Board of Appeals, County Commissioner in whose district the property is located, and reviewing departments.

9.5.5. *Disclosure.* Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

E. *Property.*

- 7. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary.

8. Applicants of property owned by a partnership or association of two or more persons holding a common interest, shall disclose the name and address of each partner or associate.
 9. Applicants property owned by a corporation, shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation.
- F. *Applicant.*
1. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed in accordance with paragraph 2 below.
 2. Applicants who are a partnership or association of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent interest shall be disclosed.
 3. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation.

9.5.6. *Setting hearing date.* Department of Building and Zoning shall forward the complete application and supporting documentation to the Zoning Board of Appeals which shall thereafter set a date for public hearing. The date for public hearing shall be set to permit sufficient time for review required in Section 9.5.7.

9.5.7. *Processing applications.* Upon receipt of a complete application for preliminary plan approval, and at least 15 days before a scheduled hearing date, the Department of Building and Zoning shall forward a copy of the application, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve, the Cook County Department of Public Health and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review. Each reviewing department shall submit recommendations and comments at least 7 days before the scheduled hearing date.

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.
1. Economic impact.
 2. Community need.
 3. Trend of development.
 4. Demographics.

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5. Property values.
6. Landscape plan.
- B. Department of Building and Zoning.
 1. Site plan review.
 2. Land use and permit review of properties in the vicinity of the proposed use.
 3. Lot size.
 4. Subdivision regulations.
- C. Department of Transportation and Highways.
 1. Wetland mitigation and compensation.
 2. Floodway and floodplain capacity and storage.
 3. Drainage and detention requirements.
 4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.
 5. Subdivision regulations.
 6. Drainage, utilities, road easements and dedications.
 7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies, and townships.
 8. Erosion and sediment control requirements.
- D. Forest Preserve District.
 1. Compatibility of the proposed use with Forest Preserve holdings.
 2. Impact on value of Forest Preserve holdings.
 3. Future Forest Preserve acquisitions.
- E. Department of Public Health.
 1. Lot sizes for private septic systems and wells.
 2. Subdivision regulations.
 3. Swimming pools.
 4. Public or community well and septic or sewage systems.

5. Health and safety concerns.

F. Department of Environmental Control.

1. Noise and odor regulations.
2. Soil geology and composition.
3. Wetland mitigation and compensation.
4. Discharges of effluent and particulate into the air, land and water.
5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The Cook County Departments' recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

9.5.8. Notice of public hearing.

A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which an application for preliminary plan approval has been filed in such a way as to be plainly visible from the street or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing for a PUD before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

B. Written notice shall be served by regular mail and also by certified mail, with return receipt requested, at least 15 days before the hearing, by the applicant to the clerk of each municipality within 1½ miles of the property for which the PUD application has been filed to the clerk of the township, the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located. The applicant shall also serve written notice, by certified mail with return receipt requested, to property owners within 250 feet of the lot lines of the proposed PUD, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot lines of the proposed PUD, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested PUD. Applicant shall submit proof of mailing for all required notices.

C. The applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by

newspaper publication is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.

9.5.9. Hearing. The Zoning Board of Appeals shall hold a public hearing for a proposed PUD. The hearing shall be conducted in accordance with Article 13 of this ordinance and the Zoning Board of Appeals' rules. An authorized representative of any Cook County department that provided comments on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

9.5.10. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

- A. Applicants for PUD approval shall satisfy the following standards:
1. PUD conforms with the planning objectives, policies and maps of the County as specified in the Cook County Comprehensive Land Use and Policies Plan.
 2. PUD is of a type and character and contains uses that are needed in the area.
 3. PUD is designed and laid out to preserve environmentally sensitive areas, natural resources, habitat and topographic features to the fullest extent possible.
 4. PUD is designed in conformity with the provisions of the Cook County Subdivision Manual or any successor subdivision document.
 5. PUD is designed to provide horizontal spacing between buildings which takes into consideration the purpose and objectives of this article.
 6. PUD complies with the industrial performance standards enumerated in Article 6 of this ordinance if the PUD contains industrial uses.
 7. PUD complies with the parking requirements enumerated in Article 11 of this ordinance.
 8. PUD provides appropriate yards, setbacks and buffers between the PUD and adjacent zoning lots. The applicant shall specifically request, in writing, any variance from the required setbacks.
 9. PUD has adequate utilities, access roads, drainage and other necessary facilities.
 10. PUD has ingress and egress designed to minimize traffic congestion in public streets.

11. PUD and its maintenance and operation will not be detrimental to or endanger public health, safety or general welfare.
12. PUD and its maintenance and operation will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the surrounding area.
13. PUD and its maintenance and operation will not impede the normal and orderly development and improvement of surrounding property.
14. PUD shall provide more open space than would be required in a standard subdivision.
15. PUD shall be designed to connect to existing or planned pedestrian and bicycle systems in the vicinity.

B. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 60 days after the hearing and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, municipalities located within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The findings and recommendations shall include a statement indicating the extent to which the proposed PUD departs from zoning, subdivision and other regulations applicable to the property and the reasons why a departure is or is not in the public interest. The 60-day period may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article.

C. Recommendation for approval of the preliminary PUD plan shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the PUD standards and is in the best interest of the public.

D. The Zoning Board of Appeals may recommend; the imposition of conditions and restrictions upon preliminary plan approval; departure from the general provisions, regulations and standards of this article; and/or departure from any of the applicable district regulations when it deems a departure is in the public interest. In all cases, the Zoning Board of Appeals' recommendations to the Cook County Board of Commissioners are advisory only.

9.5.11. Action by the Cook County Board of Commissioners.

A. The Cook County Board of Commissioners may approve or deny, by motion, an application for preliminary plan approval. The Cook County Board of Commissioners shall take action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations.

B. The Cook County Board of Commissioners has the authority to; impose conditions and restrictions upon preliminary plan approval; depart from the general provisions, regulations and standards of this article; and/or depart from any of the applicable district regulations when it deems a departure is in the public interest.

C. Applications for preliminary plan approval shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption at a proposed PUD or when a written protest against the proposed PUD has been received in accordance with Article 13.

D. Approval of the preliminary plan and satisfaction of any conditions and restrictions imposed by the Cook County Board of Commissioners shall be conditions precedent to submission of an application for PUD ordinance.

9.6. - Final Plan Approval.

9.6.1. Application and supporting documents. The applicant shall, within one year from the date of preliminary plan approval, submit an application for PUD ordinance to the Department of Building and Zoning. The applicant shall submit one original application and the following supporting documents:

A. Final PUD plat, suitable for recording with the Cook County Recorder of Deeds, which includes the following information:

1. Designation of lots and the division of all other property, including common open areas and building sites. If property within a final plat is to be subdivided, a subdivision plat is also required.
2. Final site plans including legal description of all lots and each separate, unsubdivided area, including common open space, within the PUD.
3. Exact location of all buildings, structures, streets, drives, parking lots, sidewalks, drainage and utility easements, detention easements and conservation easements, landscaping and other proposed site improvements.
4. Final architectural plans setting forth the type and style of construction and materials to be used in proposed buildings, including the height and area of each building.
5. Certificates, seals and signatures necessary for dedicating property and recording the final plat.
6. Tabulation of separate unsubdivided use area, land area, number of buildings, number of dwelling units and dwelling units per acre.
7. Final landscape architectural plans and specifications.
8. Final lighting plans and specifications.
9. Signage plans.

B. Common open space documents which verify that common open space will be permanently preserved and streets, walkways and common spaces will be maintained and repaired in perpetuity. Common open space shall be either conveyed to a municipal or public corporation, to a not-for-profit corporation or entity established for the purpose of benefiting the owners and residents or retained by the applicant with legally binding guarantees providing for perpetual maintenance, operation, improvements and repairs. All property conveyed to a not-for-profit corporation, or like entity, shall be

subject to the right of the corporation or entity to impose a legally enforceable lien on all property within the PUD for maintenance and improvement of the common open space.

C. Final construction engineering plans, signed and sealed by an Illinois licensed professional engineer, for public facilities and improvements approved by the Cook County Highway Department. Public facilities and improvements shall be constructed upon approval of the PUD ordinance and a construction performance bond shall be posted to guarantee construction of required infrastructure. The performance bond shall be payable to Cook County and be sufficient to cover the full cost of the facilities and improvements plus 15 percent.

D. Detailed plans signed and sealed by an Illinois licensed professional engineer for the construction and installation of site amenities, including buildings, lakes and other site improvements.

E. Final construction schedule which shall include the projected completion date of the entire project and completion dates of any intermediate phases of the development.

F. Statement indicating current ownership of the property and information regarding intent to sell all or portions of the development.

G. Detailed plans depicting the size and location of dedicated parkland and school sites or the amount of any cash contribution to the local park and school district.

H. Proof from the Cook County Clerk's Office in the [event] that no delinquent taxes exist on any portion of the property.

I. Final agreements, provisions or covenants which will govern the perpetual maintenance, operation and improvements of the PUD. These documents shall be recorded at the same time as the final PUD plat.

9.6.2. *Fee.* An application for PUD ordinance shall be accompanied by a fee established by the Cook County Board of Commissioners.

9.6.3. *Department reviews.* The Zoning Board of Appeals shall forward one copy of the application for PUD ordinance, plat and supporting documents to the Cook County Commissioner in whose district the property is located, the Cook County Department of Planning and Development, the Cook County Zoning Board of Appeals, the Cook County Department of Transportation and Highways, the Forest Preserve District, the Cook County Department of Public Health, the Cook County Department of Environmental Control and the Cook County Plat Officer for certification that the PUD, plat and supporting documents are in substantial conformance with the approved preliminary plan and other sections of this ordinance. The departments shall have 7 days from receipt of the application for PUD ordinance to furnish the Zoning Board of Appeals with their comments. Upon receipt of the comments from the departments, the Bureau of Zoning Board of Appeals shall make them available to the applicant or its representative upon request, and allow the applicant or its representative to submit a response within 15 days. The Zoning Board of Appeals shall certify whether the application for final plan approval and supporting documents are in substantial compliance with the approved preliminary plans and shall provide a recommendation to approve or deny the application to the Zoning Committee of the Cook County Board of Commissioners within 30 days after receiving the comments from the departments.

9.6.4. *Preparation of ordinance.* The Zoning Board of Appeals shall, when all conditions and procedures have been satisfied, prepare the PUD ordinance which shall address the standards of this article and any conditions imposed on the PUD. If a map amendment is recommended in connection with the PUD, the Zoning Board of Appeals shall include a separate section in the PUD ordinance which shall

address the map amendment standards contained in Article 13 and any conditions to be imposed on the map amendment. The Zoning Board of Appeals shall forward the proposed PUD ordinance to the Zoning Committee of the Cook County Board of Commissioners.

9.6.5. Action by the Cook County Board of Commissioners. The Cook County Board of Commissioners may approve or deny the proposed PUD ordinance. The Cook County Board shall take action within 60 days of receiving the proposed ordinance from the Zoning Board of Appeals. A favorable vote of three-quarters of all members of the Cook County Board of Commissioners shall be required when a written protest to the application for preliminary plan was filed pursuant to Article 13.

9.6.6. Conditions and restrictions. The Cook County Board of Commissioners may, by ordinance, impose conditions and restrictions on a PUD to assure compliance with the standards and requirements of this ordinance. In addition, the Cook County Board may require evidence and guarantees to ensure that the applicant complies with the conditions of the PUD. Failure of the applicant to comply with conditions or restrictions shall constitute a violation of this ordinance.

9.6.7. Recordation. The applicant, upon adoption of a PUD ordinance, shall record the PUD plat, common open space documents, dedications, agreements, provisions or covenants with the Cook County Recorder of Deeds. Recording the PUD plat and supporting documents shall constitute notice of the restrictions placed upon the property and act as a zoning control device.

9.6.8. Building permits. The Department of Building and Zoning may not issue building permits until the PUD plat and supporting documents have been recorded with the County Recorder of Deeds. The applicant shall present proof of recording to the Cook County Department of Building and Zoning. Construction authorized by a building permit shall be in full conformance with the recorded PUD plat. Failure of the applicant to develop and construct the PUD according to the PUD ordinance shall constitute a violation of the zoning ordinance.

9.7. - Changes in an approved PUD.

A change to an approved PUD shall be made as follows:

9.7.1. Major and minor changes.

A. Changes to the PUD which alter the concept, intent, standards or conditions of the PUD established by the preliminary plan, and/or the PUD ordinance, shall be construed by the Zoning Board of Appeals as a major modification necessitating reconsideration of the PUD. Where a major modification is sought, the applicant shall make application to the Department of Building and Zoning for an amendment to the preliminary plan and/or PUD ordinance. The application shall be processed in accordance with the procedures established for review and approval of the preliminary plan. The documentation required to be submitted by the applicant shall be sufficient to provide for review of the proposed amendment. The Department of Building and Zoning shall be authorized to determine the sufficiency of the documentation submitted in support of the proposed amendment and to require such additional documentation deemed necessary to review the application for amendment. The amendment to the preliminary plan and/or PUD ordinance shall otherwise be processed as an original application subject to all notices, reviews, hearings and approvals required by this article.

1. A major change to an approved PUD is a change to the approved site plan and supporting maps and materials that results in any of the following:

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- a. An increase in density for any phase of the development or for the entire development;
 - b. An increase in the approved floor area ratio;
 - c. A reduction in the approved landscape material in quantity or in size of material;
 - d. An increase in building height;
 - e. A change in the type of dwelling unit;
 - f. A reduction in the amount of open space or a change in the location of the open space; or
 - g. Any change in the approved site plan which results in moving a building more than 20 feet.
2. All other changes shall be construed as minor changes and shall be reviewed and approved by the Department of Building and Zoning.
- B. The Zoning Board of Appeals shall make a recommendation to the Zoning and Building Committee of the County Board regarding whether a plan with a major change shall be approved or denied, with final approval by the Board of Commissioners.
- C. Changes to the approved phasing schedule:
1. In the event the petitioner/developer anticipates a time delay in meeting the completion date for any or all of the phases of the planned unit development, the applicant may file a written request to the Chairman of the Committee on Zoning and Building of the Cook County Board of Commissioners at least 20 days prior to the expiration of said completion date.
 2. The Zoning and Building Committee will review and may recommend to the President and Board of Commissioners an extension of said completion date for any length of time as deemed justifiable by the President and Board of Commissioners.
 3. Should an approved PUD fail to meet any portion of its improvement/phasing schedule, the Department of Building and Zoning shall review the circumstances and recommend one of the following actions to the Committee on Zoning and Building of the Cook County Board of Commissioners, with final approval by the Board of Commissioners:
 - a. That the use for the entire area be continued with a revised time schedule;
 - b. That the PUD be revoked and the property be appropriately rezoned; or
 - c. That a new public hearing by the Zoning Board of Appeals be scheduled on the PUD in accordance with the procedures for preliminary PUD approval.

9.8. - Reversion and extension.

9.8.1. Reversion. For purposes of this section, issuance of a building permit for any phase of development shall establish the PUD. The applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further action, cause the PUD ordinance to be null and void. With respect to a map amendment approved in conjunction with a PUD ordinance, the applicant's failure to apply for a building permit within one year of adoption of the PUD ordinance shall, without further action, cause the map amendment to be null and void and the property to revert to its zoning classification immediately prior to the PUD application.

9.8.2. Extension. The applicant may apply for an extension of the one-year application period prescribed in Sections 9.6.1 and 9.8.1. The applicant is limited to one 12-month extension under each section. An application for extension shall be filed with the Department of Building and Zoning before the expiration of the applicable time period and shall be accompanied by a fee established by the Cook County Board of Commissioners. The Department of Building and Zoning may recommend, and the Cook County Board of Commissioners may approve, the application for an extension for good cause shown. Failure to apply for an extension in the time prescribed shall render the application null and void.

ARTICLE 13. ADMINISTRATION AND ENFORCEMENT

13.3. - Zoning Board of Appeals.

13.3.1. Membership. The Zoning Board of Appeals shall be composed of seven members: five voting members who shall be appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners; and two ex-officio, nonvoting members, consisting of the Chairman of the Zoning and Building Committee of the Cook County Board of Commissioners and the Chief of the Bureau of Economic Development of Cook County. Ex-officio members may be represented by a designee at any hearing or meeting of the Zoning Board of Appeals. As of June 1, 2013, voting members shall receive compensation of \$500.00 per official meeting of the Zoning Board of Appeals where the member participates in person or by viewing a record of proceeding where action is required not to exceed \$12,000.00, with no other fringe or pension benefits, and an allowance for expenses as provided by the Cook County Board of Commissioners in its annual appropriation Ordinance. The Zoning Board of Appeals shall report the number of official meetings it has conducted on a quarterly basis to the Cook County Board of Commissioners. Members of the Zoning Board of Appeals serving at the time of adoption of this ordinance shall serve for the remaining term of their appointments, or until their respective successors are appointed. All new and renewed terms of office for Zoning Board of Appeals members shall be for five years.

One of the members of the Zoning Board of Appeals shall be designated by the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners as Chairman of the Zoning Board of Appeals, and shall hold office until a successor is appointed. The President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners shall have the power to remove for cause any member of the Zoning Board of Appeals. Vacancies on the Zoning Board of Appeals shall be filled by appointment of the President of the Cook County Board of Commissioners with the advice and consent of the Cook County Board of Commissioners for the unexpired term of the member whose position has become vacant.

13.3.2. Jurisdiction. The Zoning Board of Appeals is vested with the following jurisdiction and authority:

A. Hear and decide appeals from any order, requirement, decision or determination made by the Department of Building and Zoning under this ordinance.

B. Hear and make recommendations to the Cook County Board of Commissioners on applications for authorized variances, on variances from any quantitative requirement of this ordinance, and for all applications referred by the Department of Building and Zoning or the Cook County Board of Commissioners.

C. Hear applications for special uses, planned unit developments, map amendments and unique uses as set forth in this ordinance. The Zoning Board of Appeals shall report its findings and recommendations to the Cook County Board of Commissioners.

D. Conduct hearings at the request of the Cook County Board of Commissioners for map amendments to this ordinance and make recommendations to the Board of Commissioners.

E. Conduct hearings at the request of the Cook County Board of Commissioners for text amendments to this ordinance and make recommendations to the Board of Commissioners.

F. Conduct hearings at the request of the Cook County Board of Commissioners for amendments to the Cook County Comprehensive Land Use and Policies Plan and make recommendations to the Board of Commissioners.

G. Initiate, direct and review studies of this ordinance and make recommendations to the Zoning and Building Committee of the Cook County Board of Commissioners.

H. Hear and decide matters as set forth in this ordinance and matters referred to it by the Cook County Board of Commissioners.

I. Duties as the Cook County Board of Commissioners shall by ordinance, resolution or direction provide.

13.3.3. Meetings and rules. The meetings of the Zoning Board of Appeals shall be held at the call of the Chairman at such times as the Zoning Board of Appeals may determine. Hearings conducted by the Zoning Board of Appeals shall be considered public meetings under the Illinois Open Meetings Act and shall be held in conformance with the Illinois Open Meetings Act. Ex-officio members, or their designees, may fully participate in meetings, but shall not vote on any matters before the Zoning Board of Appeals. For purposes of conducting a public meeting, a quorum of four members shall be present in person at the meeting, and two of the four members present may be ex-officio members or their designees. For purposes of conducting a vote at a public meeting, three voting members must be present in person at the meeting. Any person may appear and testify at a hearing. The Chairman or Acting Chairman may administer oaths and subpoena witnesses. The Zoning Board of Appeals shall keep minutes of its proceedings showing the vote of each member upon each question. If any voting member is absent or fails to vote, that shall be reflected in the minutes. Zoning Board of Appeals voting members may not vote by proxy. Records shall be kept of all hearings and other official actions of the Zoning Board of Appeals. Applications, exhibits and all documents filed by applicants, as well as transcripts of hearings if provided, meetings, testimony and deliberations, shall constitute the record of the Zoning Board of Appeals. The Secretary of the Zoning Board of Appeals shall be the keeper of the records. The Zoning Board of Appeals shall adopt its own rules and procedures, not in conflict with this ordinance or with applicable State of Illinois Statutes, and may select or appoint such officers as it deems necessary. A copy of every rule, regulation, amendment, order, requirement, decision or determination of the Zoning Board of Appeals shall be filed immediately with the Department of Building and Zoning and shall be a public record.

13.3.4. Decisions. The decisions and findings of the Zoning Board of Appeals, except as provided in 13.3.5, shall be final administrative decisions and shall be subject to review as provided by law.

13.3.5. Appeals from decisions of the Zoning Administrator.

The Zoning Board of Appeals shall hear and decide appeals from an administrative order, requirement or determination of the Department of Building and Zoning under this ordinance.

An appeal may be taken to the Zoning Board of Appeals by any person or entity or by any officer, department, board or bureau aggrieved by a decision of the Department of Building and Zoning under this ordinance. An appeal shall be taken within 35 days after the date of the Department of Building and Zoning's decision by filing with the Zoning Administrator and the Zoning Board of Appeals a notice of appeal specifying the grounds for the appeal. Notice of appeal shall be given to all persons or entities entitled to receive notice as provided by Section 13.7.3.

The Zoning Board of Appeals shall select a reasonable time and place for hearing an appeal and give notice to the aggrieved person or entity and the Department of Building and Zoning. The hearing shall take place within 30 days after the Zoning Board of Appeals receives notice of appeal.

The Zoning Board of Appeals shall render a written decision on the appeal within 30 days after the hearing. The Zoning Board of Appeals shall forward its decision to all parties of record. The Zoning Board of Appeals may affirm, reverse, wholly or in part, or modify a decision of the Department of Building and Zoning. A written decision of the Zoning Board of Appeals shall contain findings of fact which support its decision. If the Zoning Board of Appeals affirms the decision of the Department of Building and Zoning, the decision of the Zoning Board of Appeals is a final administrative determination and shall be subject to review as provided by law.

If the Zoning Board of Appeals reverses the decision of the Department of Building and Zoning, the Department of Building and Zoning has the right to appeal the Zoning Board of Appeals' decision to the Cook County Board of Commissioners. The matter shall be heard upon the record of the Zoning and Building Committee, or a subcommittee, ("Committee") of the Cook County Board of Commissioners. No additional testimony shall be taken and no additional documents shall be filed. The Committee shall provide notice of its hearing of an appeal as provided in this section. The Committee may affirm, reverse, wholly or in part, or modify the decision of the Zoning Board of Appeals.

If the Committee reverses the Zoning Board of Appeals, the decision of the Committee shall be a final administrative determination and shall be subject to review as provided by law. The Secretary of the Zoning Board of Appeals shall maintain complete records of all actions relative to appeals.

13.3.6. Secretary of the Zoning Board of Appeals.

A. The Secretary of the Zoning Board of Appeals shall be appointed by the President of the Cook County Board of Commissioners.

B. Duties of the Secretary of the Zoning Board of Appeals shall be as follows:

1. Maintain records of the Zoning Board of Appeals.
2. Forward to the County Board of Commissioners final findings of fact and recommendations of the Zoning Board of Appeals for map amendments and special uses

and such other matters under this ordinance which require consideration or action by the Cook County Board of Commissioners.

3. Administer duties which may be delegated to the Secretary by the Cook County Board of Commissioners and the Zoning Board of Appeals.

13.4. – Building permits/zoning certificates.

13.4.1. Application. An application for a building permit shall be deemed an application for a zoning certificate. An application shall be accompanied by the following:

A. Plat of survey, drawn to scale and showing actual dimensions of lots and blocks, as required by the Department of Building and Zoning. The plat shall be dated within the prior five year period and it shall be certified by a land surveyor licensed by the State of Illinois as a true copy of the property according to the registered or recorded plat of subdivision.

B. Site plan signed and sealed by a registered professional engineer in the State of Illinois, in triplicate, drawn to scale in such form as may be prescribed by the Department of Building and Zoning. The site plan shall show the ground area, height and bulk of the building or structure, building lines in relation to lot lines, use to be made of the building, structure or land and such other information as may be required by the Department of Building and Zoning.

13.4.2. Procedure. A copy of each plat of survey and site plan shall be attached to the application for a building permit when it is submitted to the Department of Building and Zoning for zoning certification. The Department of Building and Zoning shall retain the application, attached plats and plans as public records.

13.6. – Variances.

13.6.1. Purpose. In order to provide a streamlined approval process for minor modifications of selected zoning standards, the Zoning Administrator is hereby given the authority to review and approve applications for variances of ten percent or less of the regulations as to location of structures or as to bulk requirements without referral to the Zoning Board of Appeals and without a public hearing in accordance with this ordinance. The Zoning Board of Appeals, after a public hearing, shall recommend to the Cook County Board of Commissioners to grant or deny all other authorized variances under this Ordinance. In making a recommendation to grant a variance, the Zoning Board of Appeals shall make findings of fact in accordance with standards prescribed in this ordinance for variances, and shall also find that there are practical difficulties or particular hardships which prevent the applicant from strictly following regulations of this ordinance.

13.6.2. Application, hearing, and notice of hearing.

A. *Notice of application.* Applicants shall, not less than 15 days nor more than 30 days before filing an application, serve written notice of intent to apply for a variance by certified mail with return receipt requested, to the property owners of adjoining lots, whose names appear on the Cook County tax records. For condominium developments that are located on adjoining lots, only the condominium association shall be served with notice.

B. *Application.* An application for a variance shall be filed with, and shall contain such information as required by, the Department of Building and Zoning. Electronic submission of application and supporting documents shall be encouraged. Applications for sign variances will also require the

submittal of one detailed, signed and sealed architectural drawing of the proposed sign and a detailed sketch and/or rendering of the sign. Applicants shall file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.6.2 (A). In addition, the applicant shall file a sworn affidavit containing a complete list of the names and last known addresses of the owners of properties on lots lying within 150 feet of the property lines of the lot for which the variance is sought with his or her variance application, whose names appear on the Cook County tax records. Only the name and last known address of the condominium association shall be required for condominium developments that are located within 150 feet from the subject property. The Zoning Administrator shall reject applications for variances which do not comply with the provisions of this ordinance. A copy of each application for variance which complies with the provisions of this ordinance shall be forwarded by the Department of Building and Zoning to the Cook County Board Commissioner in whose district the property is located.

C. *Notice of Hearing.* Notice of the time and place of a public hearing for all variance applications, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article, shall be published by the Zoning Board of Appeals once, not less than 15 days nor more than 30 days, before the hearing in a newspaper of general circulation in Cook County. The published notice may be supplemented by additional notice as required by the rules of the Zoning Board of Appeals. In addition, written notice of public hearings, including the reference number assigned by the Zoning Board of Appeals, and the place, date, and time of the hearing shall be given not less than seven days or more than 45 days before the hearing, by the Zoning Board of Appeals to the clerk of each municipality within 1½ miles of the subject property and to all persons whose names are listed in the sworn affidavit filed by the applicant with his or her variance application. Notice need only be sent to the condominium association of condominium developments that are located within 150 feet from the subject property.

D. *Hearing.* The Zoning Board of Appeals shall hold a public hearing on each application for a variance, except those which the Zoning Administrator intends to grant pursuant to Section 13.6.9 of this article. An authorized representative of any County department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. However, the hearing will not be transcribed by a court reporter unless requested by the Zoning Board of Appeals or another interested party, and in that case the cost of the transcription must be borne by the person requesting it. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance.

13.6.3. *Standards.* The Zoning Board of Appeals shall not recommend to the Board of Commissioners that it grant or deny a variance, unless the Zoning Board of Appeals first makes written findings of fact on each of the following standards based upon evidence presented:

A. Physical surroundings, shape or topographical condition of the property would result in hardship upon the owner, as distinguished from a mere inconvenience, if the provisions of this Ordinance were followed.

B. Conditions which are unique to the property exist and are not applicable to other properties within the same zoning classification.

C. Variance sought is not based exclusively upon a desire to make the property more profitable.

D. Hardship or alleged difficulty is caused by this ordinance and not by any person presently having an interest in the property.

E. Variance will not be detrimental to the public welfare or injurious to other properties or improvements in the neighborhood.

F. Variance will not impair an adequate supply of light and air to adjacent properties, substantially increase congestion in the public streets, increase the danger of fire, cause increased flooding risk to adjacent property, endanger public safety or substantially diminish or impair property values within adjacent neighborhoods.

13.6.4. Conditions and restrictions. The Zoning Board of Appeals may recommend to the Board of Commissioners such conditions and restrictions upon the premises benefited by a variance as may be necessary to reduce or minimize the effect of the variance upon other properties in the neighborhood and to better carry out the general intent of this ordinance. Failure of the applicant to comply with conditions and restrictions imposed shall constitute a violation of this ordinance.

13.6.5. Authorized variances. A variance from the regulations of this ordinance may be granted by the Cook County Board of Commissioners only in the following instances and in accordance with standards set forth in this Ordinance:

A. Permit a yard or setback less than the yard or setback required by this ordinance.

B. Permit the use of a lot or lots for a use which is otherwise prohibited solely because of the insufficient area or width of the lot or lots. The Cook County Board of Commissioners shall not grant a variance which results in the division of a conforming lot or lots into any nonconforming lots. The Cook County Board of Commissioners shall not allow a lot less than 40,000 square feet to be used for an individual septic system and water supply system, unless the Cook County Department of Public Health has approved the systems.

C. Permit the same off-street parking facility to qualify as a facility for two or more uses, provided the substantial use of the facility by each user does not take place at the same hours of the same days of the week.

D. Reduce required off-street parking or off-street loading facilities.

E. Increase the maximum distance that required parking spaces are permitted to be located from the use served.

F. Increase dimensions or square footage of signs as provided in Article 12 and Ordinance No. 02-O-05.

G. Increase the maximum gross floor area of any use required by this ordinance.

H. Grant variances for property located in a floodplain in accordance with the Floodplain Ordinance for Cook County, Illinois.

I. Reduce lot size when property has been diminished in size by eminent domain or by a conveyance in lieu of an eminent domain proceeding.

J. Grant height variances for freestanding cellular tower facilities as provided in Ordinance No. 01-O-32. No height variance for a cellular radio facility which is attached to or installed on a building shall be allowed.

K. Grant height variances for fences.

All other requests for variances shall be denied.

13.6.6. Recommending variances. A majority vote of three of the five voting members of the Zoning Board of Appeals is required to recommend to the Cook County Board of Commissioners to grant or deny a variance. No decision of the Cook County Board of Commissioners granting a variance shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

13.6.7. Action by the Cook County Board of Commissioners.

A. Final action shall not be taken by the Cook County Board of Commissioners on an application for a variance until the Zoning Board of Appeals' findings of fact and recommendations have been received.

B. Variances shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended approval of a proposed variance or where there has been a written protest filed against a proposed variance in accordance with Section 13.13 of this Ordinance.

C. The Cook County Board of Commissioners shall take final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations.

D. The Cook County Board of Commissioners may impose conditions and restrictions upon a variance in order to assure that the public health, safety and welfare is adequately protected.

13.6.8. Effect of denial. An application for a variance which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the Zoning Board of Appeals.

13.6.9. Administrative Adjustments. An application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements may be granted by the Zoning Administrator without referral to the Zoning Board of Appeals and without a public hearing provided that:

A. The Zoning Administrator has not granted an application for variance of ten percent or less of the regulations as to location of the same or similar structure or bulk requirements submitted by the same applicant in the past 5 years from the date of application;

B. Proof of compliance with the notice requirements to owners of the adjoining properties is submitted by the applicant, in accordance with the rules of the Department of Building and Zoning;

C. No objection is submitted by the owners of the adjoining properties, in accordance with the rules of the Department of Building and Zoning;

D. The Zoning Administrator finds that the variance sought eliminates an unnecessary inconvenience to the applicant and will have no appreciable adverse impact on the health, safety, or general welfare of adjoining property owners or the general public;

E. A copy of the application is forwarded to the Cook County Board Commissioner in whose district the property is located with a notice of intent to grant the variance without referral to the Zoning Board of Appeals and without a public hearing; and

F. No objection is submitted by the Cook County Board Commissioner in whose district the property is located within 14 days of the date of the notice of intent to grant the variance.

If any of the above conditions are not met, the Zoning Administrator shall refer the application for variance to the Zoning Board of Appeals.

In granting an application for a variance of ten percent or less of the regulations as to location of structures or as to bulk requirements, the Zoning Administrator may impose conditions and restrictions upon a variance sought under this Section in order to assure that the public health, safety and welfare is adequately protected. No decision of the Zoning Administrator granting a variance shall be valid for more than one year, unless a building permit is obtained and construction of the building or the use commenced.

13.7. - Map amendments.

13.7.1. Authority. The districts established by this ordinance may be amended by the Cook County Board of Commissioners. No map amendment shall be made without consideration of existing conditions, property values, trends of development and uses to which property is devoted.

13.7.2. Initiation. A map amendment may be proposed by the President or a member of the Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A map amendment shall be initiated as provided in this article.

13.7.3. Notice of application. An applicant shall, not less than 15 days nor more than 30 days before filing an application, serve written notice, of intent to apply for a map amendment by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property, whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President or a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.7.4. Application.

A. An application for a map amendment shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy of the application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed map amendment will conform to the standards set forth in this article. The applicant shall disclose, and the Department of Building and Zoning shall independently verify, whether a judicial proceeding for a violation of any Cook County ordinance is pending pertaining to the subject property.

B. Applicants shall file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.7.3.

C. Applications shall be accompanied by proposed findings of fact addressing each of the standards in Section 13.7.9. (A).

D. Applications which fail to comply with this Section shall be returned by the Zoning Administrator to the applicant, and the accompanying application fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

13.7.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. *Property.*

1. Applicants of property held in a land trust, shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary.
2. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate shall be listed.
3. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation shall be disclosed.

B. *Applicant.*

1. Applicants acting as agents or nominees shall disclose their agency relationship shall be disclosed and the name and address of the principals and their interest in the subject property. If the principals are not individuals, the identity of the principals shall be disclosed as set forth.
2. Applicants who are either the President or a member of the Cook County Board Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest.
3. Applicants who are a partnerships or associations of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five-percent

4. Applicants who are a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation.

13.7.6. Processing applications.

Upon receipt of a complete application for map amendment, and at least 15 days before a scheduled hearing date, the Department of Building and Zoning shall forward a copy of the application, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review. Each reviewing department shall submit recommendations and comments at least seven days before the scheduled hearing date.

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.
 1. Economic impact
 2. Community need.
 3. Trend of development.
 4. Demographics.
 5. Property values.
- B. Department of Building and Zoning.
 1. Site plan review.
 2. Land use and permit review of properties in the vicinity of the proposed use.
 3. Lot size.
 4. Subdivision regulations.
- C. Department of Transportation and Highways.
 1. Wetland mitigation and compensation.
 2. Floodway and floodplain capacity and storage.
 3. Drainage detention requirements.
 4. Roads, bridges, culverts, driveways, sidewalks, ingress, egress and access control.

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5. Subdivision regulations.
6. Drainage, utilities, road easements and dedications.
7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.
8. Erosion and sediment control requirements.
- D. Forest Preserve Districts.
 1. Compatibility of the proposed use with Forest Preserve holdings.
 2. Impact on value of Forest Preserve holdings.
 3. Future Forest Preserve acquisitions.
- E. Department of Public Health.
 1. Lot sizes for private septic systems and wells.
 2. Subdivision regulations.
 3. Swimming pools.
 4. Public or community well and septic or sewage systems.
 5. Health and safety concerns.
- F. Department of Environmental Control.
 1. Noise and odor regulations.
 2. Soil geology and composition.
 3. Wetland mitigation and compensation.
 4. Discharges of effluent and particulate into the air, land and water.
 5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The Cook County departments' recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.7.7. Notice of public hearing.

A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property proposed to be rezoned in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a rezoning hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

B. Written notice shall be served by regular mail and also by certified mail with return receipt requested, at least 15 days before the hearing, by the applicant to the clerk of each municipality within 1½ miles of the property proposed to be rezoned, the clerk of the township in which the property is located the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located. The applicant shall also serve written notice, by certified mail with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested map amendment. Applicant shall submit proof of mailing for all required notices.

C. The applicant shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for the adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by newspaper publication is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.

D. When the applicant is the President or a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing. Notice and service requirements shall be in addition to posting and publishing requirements of this article.

13.7.8. Hearing.

The Zoning Board of Appeals shall hold a public hearing on each application for a map amendment. An authorized representative of any County department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. Provided, that if the owner of any property affected by such proposed map amendment submits a written request to the Zoning Board of Appeals within 14 days of referral by the Cook County Board of Commissioners, Committee on Building and Zoning, such hearing shall be held in the township or road district affected by the terms of such proposed amendment, as provided by State law. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the

applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.7.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

A. Evidence submitted shall be reviewed by the Zoning Board of Appeals to determine whether the proposed use benefits public health, safety and welfare with respect to the following standards:

1. Uses of surrounding property.
2. Zoning classification of surrounding property.
3. Suitability of the subject property for the use permitted under the existing zoning classification.
4. Trend of development in the area.
5. Length of time the property has been vacant as zoned considered in the context of land development in the surrounding area.
6. Extent to which property values are diminished by particular zoning restrictions.
7. Need in the community for the proposed use.
8. Consistency with the Cook County Comprehensive Land Use and Policies Plan.

B. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 60 days after the close of a public hearing on a proposed map amendment and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The 60day period may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article.

C. Recommendation for the adoption of a proposed map amendment shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.7.10. Action by the Cook County Board of Commissioners.

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A. Final action shall not be taken on a proposed map amendment by the Cook County Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.

B. Map amendments shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed map amendment or where there has been a written protest filed against a proposed map amendment in accordance with this article.

C. The Cook County Board of Commissioners shall take final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations.

Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.

Map amendments granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.7.11. Effect of denial. An application for a map amendment which has been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the date of the denial, except on grounds of new evidence or proof of changed conditions found to be valid by the Zoning Board of Appeals.

13.7.12. Text amendments. The Cook County Board of Commissioner's home rule authority to amend the text of this ordinance shall not be limited by this article.

13.8. - Special uses.

13.8.1. Purpose. The development and execution of this ordinance is based upon the division of Cook County into zoning districts. In addition to permitted uses, there are special uses which may be necessary because of the unusual characteristics or services special uses provide to the public. Special uses require case-by-case consideration to determine public need, appropriate location, impact on adjacent, existing or future uses and compatibility to the planned development of the community. Special uses fall into two categories.

A. Uses publicly operated or traditionally associated with a public interest.

B. Uses generally consistent with permitted uses which give rise to unique problems or benefits by virtue of their impact on neighboring property, public facilities or Cook County as a whole.

13.8.2. Initiation. A special use may be proposed by the President or a member of the Cook County Board of Commissioners or by any person or entity having an interest in the subject property. A special use shall be initiated as provided in this article.

13.8.3. Notice of application. Applicants shall, not less than 15 days nor more than 30 days before filing an application, serve written notice of intent to apply for a special use, by certified mail with return receipt requested, to the property owners within 250 feet of the lot lines of the subject property. The property owners receiving notice shall be those persons or entities whose names appear on the Cook County tax records. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The number of feet occupied by public roads, streets, alleys, other public ways shall be excluded in computing the 250 feet

requirement. Notice need not be sent to owners more than 400 feet from the subject property when public streets, alleys and other public ways are included in the computation. In addition, the applicant shall serve notice to the clerk of each municipality within 1½ miles of the subject property, the superintendent of each local school district, the fire chief of each local fire protection district, the township clerk and township highway commissioner. When the applicant is either the President of a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals. Notice shall contain the address of the subject property, a brief statement of the nature of the application, the name and address of the applicant and a statement of the approximate date when the applicant intends to apply. If the property owner on which notice is served cannot be found, or the mailed notice is returned, the notice requirements of this provision shall be deemed satisfied provided the applicant made a bonafide effort to determine the owner's address.

13.8.4. Application.

A. An applications for a special use shall be submitted to the Department of Building and Zoning in such form and accompanied by such information as required by the Department of Building and Zoning. The applicant shall file one original and one electronic copy of the application and all supporting documents. The applicant shall include a written statement and evidence establishing that the proposed special use will conform to the standards set forth in this article. The applicant shall attest, and the Department of Building and Zoning shall independently verify, whether there is a judicial proceeding for a violation of any Cook County ordinance pending pertaining to the subject property.

B. Applicants shall provide a development plan or schedule for phased development of the special use if the special use is not intended to be established within one year. Upon approval, the development plan or schedule for the phased development shall be considered as a limitation and condition on the special use permit.

C. Applicants shall file with the Department of Building and Zoning a sworn affidavit containing a complete list of the names and last known addresses of the persons served with notice pursuant to 13.8.3.

D. Applications shall be accompanied by proposed findings of fact addressing each of the standards in 13.8.9 (A).

E. Applications shall be accompanied by a fee as established by the Cook County Board of Commissioners in order to be deemed complete.

F. Applications which fail to comply with this section shall be returned by the Zoning Administrator to the applicant, and the accompanying fee will be reimbursed. The Zoning Administrator may retain one copy of the application and supporting documents.

13.8.5. Disclosure. Applicants shall make the following disclosures by sworn affidavit, filed at the time of the application.

A. *Property.*

1. Applicants of property held in a land trust shall disclose the identity of each beneficiary of the trust including the name, address and percentage of interest of each beneficiary.

2. Applicants of property owned by a partnership or association of two or more persons holding a common interest shall disclose the name and address of each partner or associate.
3. Applicants of property owned by a corporation shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation.

B. Applicant.

1. Applicants acting as agents or nominees shall disclose their agency relationship and the name and address of the principals, and their interest in the subject property, shall be disclosed. If the principals are not individuals, the identity of the principals shall be disclosed as set forth below.
2. Applicants who are either the President or a member of the Cook County Board of Commissioners shall disclose any ownership interest in the property or any direct or indirect interest in the property and the nature of the interest.
3. Applicants who are partnerships or associations of two or more persons holding a common interest shall disclose the name, address and percentage of ownership interest of each partner or associate having more than a five percent interest.
4. Applicants who are corporations shall disclose the name, address and percentage of ownership interest of shareholders owning five percent or more of the corporation.

13.8.6. Processing applications.

Upon receipt of a complete application for special use, and at least 15 days before a scheduled hearing date, the Department of Building and Zoning shall forward a copy of the complete application for special use, including the applicant's proposed findings of fact and all supporting documentation, to the Cook County Commissioner in whose district the property is located, and shall notify the Cook County Department of Planning and Development, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Department of Public Health, and the Cook County Department of Environmental Control that a complete application, including the applicant's proposed findings of fact and all supporting documentation has been submitted and is ready for review. Each reviewing department shall submit recommendations and comments at least 7 days before the scheduled hearing date.

Each reviewing department shall examine the application and supporting documentation based upon the following, as well as similar criteria:

- A. Department of Planning and Development.
 1. Economic impact.
 2. Community need.
 3. Trend of development.
 4. Demographics.

- 5. Property values.
- B. Department of Building and Zoning.
 - 1. Site plan review.
 - 2. Land use and permit review of properties in the vicinity of the proposed use.
 - 3. Lot size.
 - 4. Subdivision regulations.
- C. Department of Transportation and Highways.
 - 1. Wetland mitigation and compensation.
 - 2. Floodway and floodplain capacity and storage.
 - 3. Drainage detention requirements.
 - 4. Roads, bridges, culverts, driveways, sidewalks, ingress and egress and access control.
 - 5. Subdivision regulations.
 - 6. Drainage, utilities and road easements and dedications.
 - 7. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Department of Transportation, Illinois Department of Natural Resources, United States Army Corps of Engineers, local fire protection agencies and townships.
 - 8. Erosion and sediment control requirements.
- D. Forest Preserve District.
 - 1. Compatibility of the proposed use with Forest Preserve holdings.
 - 2. Impact on value of Forest Preserve holdings.
 - 3. Future Forest Preserve acquisitions.
- E. Department of Public Health.
 - 1. Lot sizes for private septic systems and wells.
 - 2. Subdivision regulations.
 - 3. Swimming pools.
 - 4. Public or community well and septic or sewage systems.

5. Health and Safety concerns.
- F. Department of Environmental Control.
 1. Noise and odor regulations.
 2. Soil geology and composition.
 3. Wetland mitigation and compensation.
 4. Discharges of effluent and particulate into the air, land and water.
 5. Criteria from other regulatory agencies such as the Metropolitan Water Reclamation District, Illinois Environmental Protection Agency, Illinois Department of Natural Resources, United States Army Corps of Engineers and United States Environmental Protection Agency.

The County department's recommendations and comments shall be available to the applicant or its representative, upon request, for review and/or reproduction prior to the hearing date.

13.8.7. Notice of public hearing.

A. Time and place of a public hearing shall be published in a newspaper of general circulation in Cook County not less than 15 days before the hearing. In addition, at least 15 days before the hearing, notice of the hearing shall be posted on the property for which a special use application has been filed in such a way as to be plainly visible from the roadway or right-of-way passing the frontage of the property. Notice posted on the property shall be maintained until the date of hearing on a weatherproof sign that is at least three feet by four feet in size. The sign shall have a white background and contain the word "NOTICE" in red capital letters at least six inches high. The remaining lettering shall be in black capital letters a minimum of three inches in height. Notice shall contain at least the following language: "This property is the subject of a special use hearing before the Cook County Zoning Board of Appeals on (date) at (time) at (location)."

B. Written notice shall be served by regular mail and also by certified mail, with return receipt requested, at least 15 days before the hearing by the applicant to the Clerk of each municipality within 1½ miles of the property for which the special use application has been filed, to the clerk of the township in which the property is located and to the superintendent of each school district, the township highway commissioner, and the fire chief of the local fire protection district in which the property is located. An applicant shall also serve written notice, by certified mail, with return receipt requested, to property owners within 250 feet of the lot line of the subject property, whose names appear on the Cook County tax records, as to the date, time and location of the public hearing. For condominium developments that are located within 250 feet of the lot line of the subject property, only the condominium association shall be served with notice. The notices shall contain the same information as the posted notice and shall also contain the legal description of the property, the common address of the property, the name of the applicant, the applicant's representative and a brief description of the requested special use. Applicant shall submit proof of mailing for all required notices.

C. The applicants shall be responsible for the preparation of both posted and mailed notices and shall be solely responsible for adequacy and accuracy of the information. The applicant shall also be responsible for placing and maintaining posted notice and for mailing and maintaining records of written notices. The Secretary of the Zoning Board of Appeals shall be responsible for assuring that notice by

newspaper publication is given. Supplemental or additional notices shall be published or distributed as prescribed by Zoning Board of Appeals' rules. Applicants shall also file a sworn affidavit with the Department of Building and Zoning certifying compliance with the notice requirements of this section. All required notices shall be provided at the expense of the applicant.

D. When the applicant is the President or a member of the Cook County Board of Commissioners, notice shall be served in accordance with this section, by the Zoning Board of Appeals, not less than 15 days nor more than 30 days before a scheduled public hearing. Notice and service requirements shall be in addition to posting and publishing requirements of this article.

13.8.8. Hearing.

The Zoning Board of Appeals shall hold a public hearing on each application for a special use. An authorized representative of any county department that provided comment on the application shall testify at the hearing if requested by the Zoning Board of Appeals. The hearing shall take place at the Cook County Administration Building unless the Secretary of the Zoning Board of Appeals determines that the County Building has more adequate facilities for such hearing. A record of proceedings, examinations, and other official actions shall be preserved in the manner prescribed by Zoning Board of Appeals' rules. If there is a judicial proceeding for a violation of any Cook County ordinance involving the subject property, the applicant shall not be entitled to seek, and the Zoning Board of Appeals shall not grant, more than one continuance. Unless the Zoning Board of Appeals provides otherwise, the hearing shall be transcribed by a court reporter. The court reporter shall be of the applicant's choosing. Failure of the applicant to provide a transcript of the hearing(s) within 30 days following the hearing shall void the application. The deadline to submit a transcript may be extended by the Zoning Board of Appeals once, for a maximum of 30 additional days.

13.8.9. Standards and findings of fact and recommendation of the Zoning Board of Appeals.

A. Special uses shall not be recommended by the Zoning Board of Appeals unless it makes written findings of fact consistent with the following standards:

1. Establishment, maintenance or operation of the special use will not be detrimental to or endanger public health, safety or general welfare.
2. Establishment, maintenance or operation of the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the uses already permitted, nor diminish and impair property values within the neighborhood.
3. Establishment, maintenance or operation of the special use will not impede the normal and orderly development and improvement of surrounding property for permitted uses.
4. Adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
5. Adequate measures have been, or will be, taken to provide ingress and egress designed to minimize traffic congestion in public streets.
6. Establishment, maintenance or operation of the special use shall in all other respects conform to all Cook County ordinances, unless otherwise authorized by the Cook County Board of Commissioners pursuant to the recommendation of the Zoning Board of Appeals.

B. Written findings of fact and recommendations to approve or deny the application shall be made by the Zoning Board of Appeals within 60 days after the close of a public hearing on a proposed special use and shall be submitted to the Cook County Board of Commissioners. Recommendations and comments of the Cook County Department of Planning and Development, the Cook County Department of Building and Zoning, the Cook County Department of Transportation and Highways, the Cook County Forest Preserve District, the Cook County Health Department, the Cook County Department of Environmental Control, and municipalities within 1½ miles of the subject property and local school and fire protection districts shall be considered and addressed in writing by the Zoning Board of Appeals in its findings and recommendations. The 60 day period may be extended by the Zoning Board of Appeals for a maximum of 30 additional days if the Zoning Board of Appeals granted an extension pursuant to this article.

C. Recommendation for the adoption of a proposed special use shall not be made by the Zoning Board of Appeals unless it makes written findings of fact that the proposed use satisfies each of the standards and is in the best interest of the public. In all cases, the recommendations to the Cook County Board of Commissioners are advisory only.

13.8.10. Conditions and guarantees. The Zoning Board of Appeals may recommend, and the Cook County Board of Commissioners may impose, conditions and restrictions upon a special use to assure compliance with standards and requirements of this ordinance. The Cook County Board of Commissioners may require evidence and guarantees to ensure that the applicant complies with the conditions and restrictions of the special use. Failure of the applicant to comply with such conditions or restrictions shall constitute a violation of this ordinance.

13.8.11. Action by the Cook County Board of Commissioners.

A. Final action shall not be taken on a proposed special use by the Cook County Board of Commissioners until the Zoning Board of Appeals' findings of fact and recommendations have been received.

B. Special uses shall be approved by a favorable vote of three-quarters of all members of the Cook County Board of Commissioners in cases where the Zoning Board of Appeals has not recommended adoption of a proposed special use or where there has been a written protest filed against a proposed special use in accordance with this article.

C. The Cook County Board of Commissioners shall take final action within 60 days of receiving the Zoning Board of Appeals' findings and recommendations.

D. Decisions reached by the Cook County Board of Commissioners shall take into account the findings and recommendations of the Zoning Board of Appeals.

E. Special uses granted by the Cook County Board of Commissioners shall be included in an ordinance passed by the County Board.

13.8.12. Planned unit developments. A planned unit development shall conform to the requirements in Article 9.

13.8.13. Effect of denial. Applications for special uses which have been denied wholly or in part by the Cook County Board of Commissioners shall not be resubmitted for a period of one year from the

date of the denial, except on the grounds of new evidence or proof of changed conditions found to be valid by the Zoning Board of Appeals.

13.8.14. Revocation. A special use which has been approved but not established on a zoning lot within one year or as otherwise provided by the special use permit shall be null and void. A special use is established on the date of issuance of a building permit. The Zoning Board of Appeals shall not have authority to extend the time limitation contained in a special use permit. If a special use is revoked by operation of this provision, and if the special use was granted in conjunction with a map amendment, the map amendment shall be revoked concurrently with revocation of the special use. Upon revocation, zoning of the subject property shall revert to the prior zoning classification unless otherwise authorized by the Cook County Board of Commissioners.

ARTICLE 14. RULES AND DEFINITIONS

14.2. Definitions.

14.2.1. The following words and terms shall have the meaning[s] set forth [in this section], except where otherwise specifically indicated. Words and terms not defined shall have the meaning indicated by common dictionary definition:

Abut or abutting. The word "abut" or "abutting" means having a common property line or district line.

Accessory building or use. An "accessory building or use" is one which:

- A. Is subordinate to and serves a principal building or principal use; and
- B. Is subordinate in area, extent, or purpose to the principal building or principal use served; and
- C. Contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served; and
- D. Is located on the same zoning lot as the principal building or principal use served, with the single exception of accessory off-street parking facilities which are permitted to locate elsewhere than on the same zoning lot with the building or use served.

Adjacent. The word "adjacent" means lying near or in the immediate vicinity.

Adjoining lot. An "adjoining lot" is one which has part or all of a lot line in common with the subject property.

Adult booth. The term "adult booth" means a small enclosed or partitioned area which is:

- A. Designed or used for the viewing of material distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas" by one or more persons; and is
- B. Accessible to any person, regardless of whether a fee is charged for access. The term "adult booth" includes, but is not limited to a peep show booth or other booth used to view material

distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas".

Adult entertainment cabaret. A public or private establishment which features topless dancers, strippers, male or female impersonators or other entertainers who:

- A. Display or simulate the display of, "specified anatomical areas";
- B. Perform in a manner which is designed primarily to appeal to the prurient interest of a patron or person; or
- C. Engage in, or engage in simulation of, "specified sexual activities."

Adult motion picture theater. A theater used for presenting material for observation by patrons or persons which is distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas."

Adult store. An establishment having adult material as a substantial or significant portion of its stock in trade available for sale, rental, display, viewing or reproduction. Adult material shall mean any of the following, whether new or used:

- A. Books, magazines, periodicals, or other printed material, digitally-stored materials, films, motion pictures, video or audio cassettes, slides, computer displays, or other visual representations or recordings of any kind that are distinguished or characterized by an emphasis on the exposure, depiction, description or relation to "specified anatomical areas" or the performance or simulation of "specified sexual activities"; or
- B. Instruments, novelties, devices or paraphernalia that are designed for use in connection with "specified sexual activities" or that depicts, describes or resembles "specified anatomical areas."

Advertising device. An "advertising device" is any advertising sign, billboard or poster panel which directs attention to a business, commodity, service or entertainment not exclusively related to the premises where such sign is located or to which it is affixed. Advertising device does not include advertising signs, billboards or poster panels which direct attention to the business on the premises or to a brand name of a product or commodity with which the business is specifically identified and which is sold on the premises.

Agriculture. The word "agriculture" describes land used for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture, animal and poultry husbandry, truck farming, growing of nursery stock, raising of fruit and berries, beekeeping and the retail sale of products grown or raised on the premises through one growing season. Agriculture also includes necessary accessory uses for packing, treating, or storing the produce. The operation of any such accessory uses however, shall be secondary to that of the normal agricultural activities. [The term] "agriculture" shall not include the commercial feeding of garbage or offal to swine or other animals or operating for the disposal of garbage, sewerage, rubbish or offal. Also, excluded from agriculture are mechanized industrial animal farms commercially operated greenhouses, commercial milk farms and commercial dog kennels. The minimum land area (farm) necessary to constitute an agricultural use is five acres.

Agricultural building or structure. An "agricultural building or structure" is a building or structure existing or erected on land used principally for agricultural purposes, with the exception of dwelling units.

Airport. An "airport" is any area of land or water which is used or intended for use for the landing and taking off of aircraft. An airport includes any appurtenant areas which are used, or intended for use, for airport buildings or other airport facilities or rights-of-way, including all necessary taxiways, aircraft storage and tie-down areas, hangars and other necessary buildings and open spaces.

Alley. An "alley" is a public right-of-way which normally affords a secondary means of access to abutting property. Frontage on an alley shall not be construed as satisfying the requirements related to frontage on a dedicated street.

Alteration. An "alteration" shall mean any change in size, shape, character, occupancy or use of a building or structure.

Animal hospital. An "animal hospital" is a structure where animals or pets are given medical or surgical treatment. Use as a kennel, or for other boarding purposes, shall be limited to short-term and fully enclosed boarding and shall only be incidental to such hospital use. Also a "veterinary clinic."

Apartment. An "apartment" is one or more rooms with a private bath and kitchen facilities comprising an independent, self-contained dwelling unit in a building containing three or more dwelling units.

Apartment hotel. An "apartment hotel" is a hotel in which at least 90 percent of the hotel accommodations are occupied by permanent guests.

Area of special flood hazard. Any base flood area subject to flooding from a river, creek, intermittent stream, ditch, or any other identified channel or ponding and shown on a Flood Hazard Boundary Map or Flood Insurance Rate Map as Zone A, A0, A1-30, AE, A99, AH, VO, V30, VE, V, M, E, D, or X.

Automobile salvage yard. (See definition of *Junk yard*.)

Automobile service station. An "automobile service station" is any building or premises used for:

- A. Retail dispensing or sales of vehicular fuels and lubricants; or
- B. Servicing and mechanical repair of automobiles including, nonproduction line car washing and sale and installation of lubricants, tires, batteries and similar vehicle accessories.

Awning. An "awning" is a roof like cover, temporary in nature, which projects from the wall of a building and overhangs the public way.

Base flood. The term "base flood" means a flood having a one percent probability of being equaled or exceeded in any given year. The base flood is also known as the 100-year frequency flood event. Application of the base flood elevation at any location is determined by the Flood Prevention Ordinance of Cook County, Illinois.

Base flood elevation. A "base flood elevation," also known as a "regulatory flood elevation", is that surface elevation of the water level at the highest flood of record, except in areas where the elevation

of the 100-year flood is depicted. In such cases, the base flood elevation is the elevation of the 100-year flood. The base flood elevation is generally the highest elevation of the base flood and usually marks the line between the land designated in the floodplain as the floodway fringe and the flood table land. The base flood elevation, the floodway and the floodway fringe shall be described by the maps, profiles, elevation data and other sources of information which are listed and on file in the Department of Building and Zoning.

Basement. A "basement" is that portion of a building having more than one-half of its height below lot grade.

Berm. A "berm" is an earthen mound designed to provide visual interest on a site, screen undesirable views, reduce noise or fulfill other such purposes.

Block. A "block" is a tract of land bounded by streets or by a combination of streets and public parks, cemeteries, railroad rights-of-way, bulkhead lines or shorelines of waterways, or boundary lines of Cook County.

Board of Commissioners. The "Board of Commissioners" means the Cook County Board of Commissioners.

Book and stationary store. An establishment dealing in books, printed material and stationary supplies which is not an adult store.

Borrow pit. A "borrow pit" is any place or premises where dirt, soil, sand, gravel or other material is removed by below the grade of surrounding land for any purpose other than that necessary and incidental to site grading or building construction.

Buffer. A "buffer" is an area of land, including landscaping, fences and building setbacks, that is located between land uses of different character and a buffer is intended to mitigate negative impacts a more intense use has upon a residential or vacant parcel.

Buffer yard. A "buffer yard" is a yard containing materials used to provide sight and sound screening from adjoining properties and rights-of-way. The required height and width of the buffer yard and materials used in its construction vary according to use.

Building. A "building" is any structure built for the support, shelter or enclosure of persons, animals, chattels, or movable property of any kind, and which is permanently affixed to the land. A fence is not a building.

Building, completely enclosed. A "completely enclosed building" is a building separated on all sides from the adjacent open space, or from other buildings or other structures, by a permanent roof and by exterior walls or party walls, pierced only by windows and normal entrances or exit doors.

Building, detached. A "detached building" is a building surrounded by an open space on the same lot.

Building height. A "building height" for a principal building is the vertical distance measured from the curb level, or its equivalent opposite the center of the front of the principal building, to the:

- A. Highest point of the underside of the ceiling beams of a flat roof;

- B. Deck line of a mansard roof; or
- C. Mean level of the underside of the rafters between the eaves and the ridge of a gable, hip, shed, gambrel, or any other pitched roof.

Where no curb level has been established, the height of a principal building shall be measured from the mean elevation of the existing lot grade at the front of the principal building.

A "building height" for an accessory building is the vertical distance of an accessory structure measured from the average elevation of the existing grade surrounding the accessory structure to the highest point of the accessory structure.

Building, principal. A "principal building" is a nonaccessory building in which a principal use of the lot, on which it is located, is conducted.

Building, residential. A "residential building" is a building which is arranged, designed, used or intended to be used for residential occupancy by one or more families or lodgers and which includes, but is not limited to, the following types:

- A. Single-family detached dwellings.
- B. Two-family dwellings.
- C. Multiple-family dwellings.
- D. Single- or two-family attached dwellings in a row developed initially under single ownership or control.

Bulk. The term "bulk" means, the standards and controls that establish the size and setbacks of buildings and structures including, but not limited to, the following:

- F. Size and height of buildings.
- G. Location of exterior walls at all levels in relation to lot lines, streets or to other buildings.
- H. Gross floor area of buildings in relation to lot area (floor area ratio).
- I. Open spaces allocated to buildings.
- J. Amount of lot area provided per dwelling unit.

Car washes. A building or portion of a building containing facilities for washing motor vehicles using automatic production-line methods, other mechanical devices, or providing space, water, and equipment for hand washing of autos, by either the customer or the operator of the facility.

Carport. A "carport" is an open-sided roofed automobile shelter, usually formed by extension of the roof from the side of a building.

Cemetery, pet. A "pet cemetery" is a burial ground for domestic animals.

Character. The "character" of a structure or area is the special physical characteristics that set it apart from its surroundings and contribute to its individuality.

Club. A "club" is a nonprofit association of persons who are bona fide members paying annual dues and who own, hire, or lease land or buildings or a portion thereof. The use of such premises are restricted to members and their guests. The affairs and management of such private club are conducted by a board of directors, executive committee or similar body chosen by the members at their annual meeting. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests be allowed provided it is secondary and incidental to the promotion of some other common objective of the organization and is in compliance with applicable Federal, State and Cook County statutes and ordinances.

Clustering (of residences). A "clustering" is a grouping of residential structures around courts, cul-de-sacs or short streets (more closely than in conventional residential plans) in order to preserve natural site amenities and open space, provided there is no increase in the number of lots permitted in a conventional subdivision or increase in the overall density of development.

Columbarium. A "columbarium" is a vault with niches for cinerary urns.

Common area. A "common area" is land within a development, not individually owned or dedicated for public use, which is designed and intended for the common use or enjoyment of the residents of the development. May include complementary structures and improvements.

Common open space. A "common open space" is land/or water unoccupied by structures, buildings, streets, rights-of-way and automobile parking lots and designed and intended for the use or enjoyment of residents of a planned unit development. Common open space may contain walks, patios and structures for recreational use. Area used for individual open space not available to all residents of a planned unit development, such as private courtyards, shall not be included as common open space.

Compatible use. A "compatible use" is a property, use or service which is capable of direct association with certain other uses because it is complimentary, congruous or otherwise nondetrimental.

Compensatory storage. An artificially excavated, hydraulically equivalent volume of storage within the special flood hazard areas used to balance the loss of natural flood storage capacity when artificial fill or structures are placed within the floodplain. The uncompensated loss of natural floodplain storage can increase off-site floodwater elevations and flows.

Conforming building or structure. A "conforming building or structure" is any building or structure which:

A. Complies with all the regulations of this ordinance or of any amendments governing bulk for the zoning district in which such building or structure is located; or, is

B. Designed or intended for a conforming use.

Consistency compliance, conformance with the comprehensive plan. All development plans shall be consistent with the intent, purpose, policies and maps contained in the Cook County Land Use and Policies Plan.

Contiguous. The word "contiguous" means in contact, adjoining or touching another object or item, as distinguished from being adjacent.

Cultural center. A "cultural center" is a structure used to provide services to the public such as, but not limited to, museums, art galleries and libraries.

Curb level. The "curb level" for any building is the level of the established curb in front of the building measured at the center of the front. Where no curb elevation has been established, the mean elevation of the finished lot grade immediately adjacent to a building shall be considered the "curb level."

Day care center. A "day care center" is any licensed facility operated for the purpose of providing care, protection and supervision to individuals during only part of a 24-hour day. This term includes nursery schools, preschools and other similar uses, but excludes public and private educational facilities or any facility offering care to individuals for a full 24-hour period.

Density, gross. The "gross density" is the numerical value obtained by dividing the total number of dwelling units in a development by the gross area of the tract of land (in acres) within a development. This would include all nonresidential land uses and private streets of the development as well as rights-of-way of dedicated streets. The result is the number of dwelling units per gross acre of land.

Density, net. "Net density" is the numerical value obtained by dividing the total number of dwelling units in a development by the area of the actual tract of land (in acres) upon which the dwelling units are proposed to be located and including private streets, common open space and associated recreational facilities within the area. The result is the number of dwelling units per net residential acre of land. Net density calculations exclude right-of-way of publicly dedicated streets.

Detention. A "detention" is the temporary on-site restraining of storm water.

Development. All manmade changes to improved or unimproved real estate including, but not limited to, construction, of buildings or other structures, substantial improvements to buildings or other structures, placement of mobile homes, mining, dredging, filling, grading, paving and excavation or drilling operations.

Development right. A "development right" is the difference between the density which is allowed under existing zoning and that which actually exists on any given parcel of land. A development right is expressed in suitable units such as dwelling units per acre or square feet of building area. In residential districts the development right is the total number of residential units allowed minus any existing units. In commercial or industrial districts the development right is total floor area allowed in square feet minus any existing floor area. For inter-district development right transfer (i.e. residential to commercial), floor area shall be used for calculation purposes.

District. A "district" is a portion of the territory of Cook County within which certain uniform regulations and requirements, or various combinations thereof, apply under the provisions of this ordinance.

Drip line. A "drip line" is an imaginary vertical line that extends from the outermost branches of a tree's canopy to the ground.

Drive-in establishment. A "drive-in establishment" is one which provides or is designed to provide, either wholly or in part, for parking of patrons' automobiles from which the occupants may receive services, obtain goods or be entertained.

Driveway. A "driveway" is a pathway for motor vehicles from a street to a structure used for service purposes or for access to the structure only.

Dwelling. A "dwelling" is a building, or portion thereof, designed or used exclusively for residential occupancy, including single-family dwellings, two-family dwellings and multiple-family dwellings, but not including mobile homes, hotels or motels.

Dwelling, detached. A "detached dwelling" is one which is entirely surrounded by open space on the same lot.

Dwelling, converted. A "converted dwelling" is any building which was originally designed for one type of residential use but which has been altered or changed to another type of residential use.

Dwelling, multiple-family. A "multiple-family dwelling" is a building, or portion thereof, containing three or more dwelling units originally constructed for multiple-family use.

Dwelling, single-family. A "single-family dwelling" is a building containing only one dwelling unit and occupied by only one family.

Dwelling, two-family. A "two-family dwelling" is a building containing only two dwelling units, designed for two families to live independently of each other, and occupied by not more than two families.

Dwelling unit. A "dwelling unit" consists of one or more rooms which are arranged, designed or used as living quarters for only one family. Individual bathrooms and complete kitchen facilities, permanently installed, shall be included in each "dwelling unit."

Earth sheltered home. A dwelling unit structure as defined in the Cook County Building Ordinance.

Easement. An "easement" is a grant by a property owner for the use of land by the public, a corporation, or persons for specific purposes as ingress and egress, the construction of utilities, drainage ways and roadways.

Educational institutions. An "educational institution" is a public, parochial, private or charitable, or nonprofit school, junior college, or university, other than trade or business schools, including instructional and recreational uses, with or without living quarters, dining rooms, restaurants, heating plants, and other incidental facilities for students, teachers, and employees.

Efficiency unit. An "efficiency unit" is a dwelling unit consisting of one principal room exclusive of bathroom, kitchen, hallway, closets or dining alcove directly off the principal room, provided such dining alcove does not exceed 125 square feet in area.

Eleemosynary institution. An "eleemosynary institution" is a building or group of buildings devoted to and supported by charity.

Environmentally sensitive. An "environmentally sensitive" area is a parcel which exhibits one or more of the following characteristics:

A. Portions of the parcel lie within those areas identified as environmentally sensitive on a map approved by the Board of Commissioners in its Comprehensive Land Use Plan adopted April 6, 1999, and amended September 22, 1999, and by this ordinance.

B. Portions of the parcel lie within the jurisdictional wetlands under the jurisdiction of the U.S. Army Corps of Engineers.

C. Portions of the parcel lie within the regulatory floodplain or floodway or flood fringe as designated on the maps adopted by Cook County.

D. Thirty-three percent or more of the site contains mature hardwood vegetation.

E. Thirty-three percent or more of the site has topographic relief in excess of ten percent.

Establishment, business. A "business establishment" is a place of business carrying on operations, the ownership and management of which are separate and distinct from those of any other place of business located on the same zoning lot. Direct access to each "business establishment" shall be separate and distinct from direct access to any other business establishment and in no case shall there be access to one such establishment from within another such establishment.

Extended care facility. An "extended care facility" is a long-term facility or a distinct part of a facility licensed or approved as a nursing home, home for the aged or a governmental medical institution.

Fallout shelter. A "fallout shelter" is an accessory building and use designed for the protection of life from radioactive fallout.

Family. A "family" consists of one or more persons each related to the other by blood, marriage or adoption (including foster children), together with such relatives of the respective spouses who are living with the family in a single dwelling and maintaining a common household. A family may also be composed of not to exceed three persons not so related, provided that such unrelated persons live in a single dwelling and maintain a common household and a single housekeeping unit. A family includes any domestic servants and not more than one gratuitous guest residing with family. Servants or guest shall be included, not in addition to, the unrelated persons provided in this definition.

Farm. A "farm" is land being used for agriculture purposes.

Fence. A "fence" is a structure which is a barrier and is used as a boundary, screen, separation, means of privacy, protection or confinement and is constructed of wood, plastic, metal, wire mesh, masonry or other similar material.

Fence, natural. A "natural fence" is a fence made of natural growth, such as trees, deciduous shrubs and evergreens.

Fence, open. An "open fence" is a fence, including gates, which has for each one foot wide segment extending over the entire length and height of the fence, 60 percent of the surface area in open spaces which afford a direct view through the fence.

Fence, solid. A "solid fence" is a fence, including gates, which conceals from the view of adjoining properties, streets or alleys the activities conducted behind the fence.

Filtration plant. A "filtration plant" includes the mechanical process that removes particulate matter by separating water from solid material, usually by passing it through sand.

Flood. A general and temporary condition of partial or complete inundation of normally dry land areas from overflow of inland or tidal waves, or the unusual and rapid accumulation or runoff of surface waters from any source.

Flood frequency. A period of years, based on a statistical analysis, during which a flood of a stated magnitude may be expected to be equaled or exceeded.

Flood fringe. That portion of the floodplain outside of the delineated floodway.

Flood insurance rate map (FIRM). A map prepared by FEMA that depicts the Special Flood Hazard Areas (SFHA) within a community. This map includes insurance rate zones and floodplains and may or may not depict floodways.

Flood insurance study (FIS). An examination and evaluation of hydrologic and hydraulic data sponsored by the Federal Insurance Administration to determine base flood flows, elevations, areas and floodways. This FIS also determines flows, elevations and areas of flood having lesser and greater frequencies of occurrence.

Flood of record. An actual historical flood event for which sufficient records are available to establish its extent. No uniform probability of occurrence is associated with floods of record. However, the probability of occurrence may be determined for the event at specific locations.

Flood (100-Year). A flood magnitude with a one percent statistical chance of being equaled or exceeded during any year. A flood this large would be reached once during a 100-year period, on the average. However, the occurrence of such an event does not diminish the chance of its re-occurring again at any time.

Flood profile. A "flood profile" is a graphical representation of the elevations of the water surface of the 100 year flood along the watercourses of unincorporated Cook County.

Flood protection elevation. The elevation of the base flood or 100-year frequency flood plus two foot of freeboard at any given location in the SFHA.

Flood return period. A period of years, based on a statistical analysis, during which a flood of a stated magnitude may be expected to be equaled or exceeded.

Flood table land. The term "flood table land" is the continuous land area adjacent to the floodplain, having an elevation no greater than two feet nor less than one foot above the base flood elevation

Floodplain. That land typically adjacent to a body of water with ground surface elevations at or below the base flood or the 100-year frequency flood elevation. Floodplains may also include detached Special Flood Hazard Areas, ponding areas, etc. The floodplain is also known as the Special Flood Hazard Area (SFHA).

A. Floodplains are those lands within the jurisdiction of Cook County that are subject to inundation by the base flood or 100-year frequency flood. The SFHA's of Cook County are generally identified on the countywide Flood Insurance Rate Map for Cook County number 170316 prepared by the Federal Emergency Management Agency and dated November 6, 2000.

B. SFHA's of those parts of unincorporated Cook County that are within the extraterritorial jurisdiction of a City or Village, or that may be annexed into a City or Village, are generally identified as such on the Flood Insurance Rate Map prepared for Cook County by the Federal Emergency Management Agency (or the U.S. Department of Housing and Urban Development).

Floodproofing. The term "floodproofing" means any combination of structural and nonstructural additions, changes or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway. A "floodway" is the channel of watercourse and those portions of the adjoining floodplains which are required to carry and discharge the 100-year flood with no significant increase in the base flood elevation.

Floodway encroachment lines. The lateral boundaries of the floodway which separate it from the floodway fringes.

Floodway fringe. A "floodway fringe" is that portion of the floodplain which is immediately adjacent to the floodway. Although this area is prone to flooding, it is not used to transport flood water flows. The highest elevation of the floodway fringe is coterminous to the highest elevation of the floodplain.

Floor area (for determining area ratio). The "floor area" of a building is the sum of the gross horizontal areas of the several floors of the building measured from the exterior faces of the exterior walls or from the centerline of walls separating two buildings. The floor area of a building shall include basement floor area when more than one-half of the basement height is above the established curb level or above the finished lot grade level where curb level has not been established, elevator shafts and stairwells at each floor, floor space used for mechanical equipment (except equipment, open or enclosed, located on the roof), penthouses, attic space having headroom of seven feet, six inches or more, interior balconies and mezzanines, enclosed porches, and floor area devoted to accessory uses. However, any space devoted to off street parking or loading shall not be included in "floor area". The "floor area" of structures devoted to bulk storage of materials, including but not limited to, grain elevators and petroleum storage tanks shall be determined on the basis of height in feet; i.e., ten feet in height shall equal one floor.

Floor area ratio (F.A.R.). The "floor area ratio" is the floor area of the building or buildings on the zoning lot divided by the area of such zoning lot or, in the case of planned unit developments, by the gross site area exclusive of dedicated streets. The floor area ratio requirements shall determine the maximum floor area allowable for the building or buildings (total floor area of both principal and accessory buildings) in direct ratio to the gross area of the zoning lot.

Freeboard. The term "freeboard" means an increment of elevation added to the base flood elevation to provide a factor of safety for uncertainties in calculations, future watershed development, unknown localized conditions, wave actions and unpredictable effects such as those caused by ice or debris jams.

Frontage. The "frontage" is all the property fronting on one side of a street between the two nearest intersecting streets, measured along the line of the street or, if dead ended, then all of the property abutting on one side between an intersecting street and the dead end of the street.

Frontage, zoning lot. The "frontage of a zoning lot" is all the property of such zoning lot fronting on a street, and measured between side lot lines.

Grade. The "grade" is the average level of the finished surface of the ground adjacent to the exterior walls of the building or structure.

Grading. The term "grading" means a reshaping of natural land contours, using natural land materials such as soil, gravel, sand or black dirt, for the purpose of eliminating erosion or sedimentation problems, creating or improving surface drainage, providing for the natural aesthetic contouring of property or to accommodate a building plan by making minor changes in land elevation.

Group home. A "group home" is a facility located in a residential district which is occupied on a permanent basis by a group of not more than six unrelated persons with disabilities in a family-like environment. Group home facilities are allowed only when licensed by the appropriate state and/or local agency.

Guesthouse. A "guesthouse" is a detached accessory building located on the same zoning lot as the principal building and containing living quarters for temporary guests. Guesthouse quarters shall not be rented.

Guests, permanent. A "permanent guest" is a person who occupies, or has the right to occupy, a hotel or apartment hotel accommodation as a domicile and place of permanent residence.

Heliport. A "heliport" is an area of land, water and/or a structure or building which is used or intended for use for the landing and taking off of helicopters, and any appurtenant areas which are used or intended for use for heliport buildings or other heliport facilities or rights-of-way, including all necessary pads, helicopter storage and tie-down areas, hangars, and other necessary buildings and open spaces.

Home occupation. A "home occupation" is an occupation or profession, practiced by a member of the family residing on the premises, and which occupation is clearly incidental and secondary to the residential use of the dwelling provided that:

A. No more than 15 percent of the total floor area of any one story is used to store commodity intended for sale or use elsewhere;

B. No more than one person is either employed, or serves as an independent contractor other than members of the family residing on the premises;

C. No mechanical or electrical equipment is used, except such as is permissible for purely domestic or household purposes;

D. No accessory building is used for such home occupation purposes; and

E. No more than 25 percent of the total floor area of any one story is used for home occupation purposes.

The residence of a professional person may be used by that professional for consultation, emergency treatment or performance of religious rites.

Home rule. "Home rule" is the principle under which certain local governments including Cook County are broadly authorized by Illinois law to enact laws, rules and regulations relating to their own property, affairs and government.

Hospital. A "hospital" is an institution providing primary health services and medical or surgical care to persons, primarily inpatients, suffering from illness, disease, injury, deformity, and other abnormal

physical or mental conditions, and including, as an integral part of the institution, related facilities, such as laboratories, outpatient facilities, training facilities, medical offices and staff residences. The term hospital as used in this ordinance does not apply to institutions operating primarily for treatment of mental illness and alcohol addiction or other types of cases necessitating restraint of patients. The term hospital shall not include intermediate, extended, or long term care facility.

Hotel. A "hotel" is an establishment which is open to transient guests, in contradistinction to a boarding house, lodginghouse, or apartment hotel, and is commonly known as a hotel in the community in which it is located. Hotels provide customary services such as maid service, furnishing and laundering of linen, telephone and secretarial or desk services, use and upkeep of furniture, and bellboy service.

Hydrostatic pressure. The upward pressure exerted on floor slabs or an entire structure by standing water or groundwater which tends to float a structure or crack the floor. It is based on the difference in elevation between the surface level of the water and the structure on which it is acting. Hydrostatic pressure may also be horizontal, imposing forces on walls causing them to crack or fail.

Incompatible use. An "incompatible use" is a use or service which is incapable of direct association with certain other uses because it is contradictory, incongruous or discordant.

Industrial animal farm. An "industrial animal farm" is a mechanized farm operation, confined to a limited amount of space, to raise animals or poultry under controlled conditions of food, water and exercise.

Inorganic material. An "inorganic material" is one made from substances composed of matter other than plant, animal or certain chemical compounds or carbon, such as metals and glass.

Integrated center. An "integrated center" is a grouping of compatible uses on a single zoning lot, such uses being in single ownership or under unified control.

Intermediate care facility. An "intermediate care facility" is a facility that routinely provides, personal care, including dressing, eating and health related care and services to individuals who require such assistance but who do not require the degree of care and treatment that a hospital or skilled nursing facility provides.

Junk car. An automobile, truck or other motor vehicle which has been damaged to such an extent that it cannot be operated under its own power and will require major repairs before being made usable, or a vehicle which does not comply with State or Cook County statutes or Ordinances.

Junk yard. A "junk yard" is an open area where junk, waste, scrap, discarded or salvaged materials are bought, sold, exchanged, stored, baled, packed, disassembled or handled, including but not limited to scrap iron and other metals, paper, rags, rubber tires, and bottles. A junk yard includes automobile wrecking or salvage yards, house wrecking yards, used lumber yards and places or yards for storage of salvaged house wrecking and structural steel materials and equipment. A junk yard does not include uses established entirely within enclosed buildings.

Kennel, commercial. A "commercial kennel" is any premises or portion thereof on which more than three dogs, cats or other domestic animals over six months of age are kept, boarded, bred, or cared for, in return for remuneration, or are kept for the purpose of sale.

Lake. A "lake" is any natural or manmade body of water surrounded by land.

Landfill, solid waste. A "solid waste landfill" is the depositing of strictly inorganic nonputrescible materials and earth on a site that is below the normal elevation of adjacent lands for the purpose of bringing the site up to the average grade of adjacent parcels. This operation may be run as a business or may be noncommercial in nature. This type of landfill does not include normal grading of land prior to development.

Landfill, dump. A "dump landfill" is the uncontrolled depositing of refuse on a site without adequate control of the operation.

Landfill, sanitary. A "sanitary landfill" is a site for waste disposal of nonhazardous and nonmedical farm, residential, commercial or industrial waste, using sanitary land filling techniques.

Limited access highway. A "limited access highway" is a traffic way, including expressways and toll roads for through traffic, in respect to which owners or occupants of abutting property or lands and other persons have no legal right of access, except at such points and in such manner as may be determined by the public authority jurisdiction over such traffic way.

Live entertainment. The term "live entertainment" means any musical act (including karaoke), theatrical act (including stand-up comedy), play, revue, scene, dance act or song and dance act, or any combination thereof, performed by one or more persons, whether or not they are compensated for the performance. Live entertainment applies to privately owned premises that are open to the public, whether or not admission is charged.

Lodge. A "lodge" is a hall or meeting place of a local branch or the members composing such a branch of a fraternal order, or society, such as the Masons, Knights of Columbus, Moose, American Legion and other similar organizations. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests is be allowed provided it is secondary and incidental to the promotion of some other common objective by the organization, and is in compliance with applicable Federal, State and Cook County statutes and ordinances.

Lodging room. A "lodging room" is a room rented as sleeping and living quarters, but without cooking facilities and with or without an individual bathroom. In a suite of rooms without cooking facilities, each room which provides sleeping accommodations shall be counted as one lodging room for the purpose of this comprehensive amendment.

Lodginghouse. A "lodginghouse" is a building originally designed for or used as a single-family dwelling, all or a portion of which contains lodging rooms which accommodate persons who are not members of the operator's family. Lodging or meals, or both, are provided for compensation on a weekly or monthly basis.

Long-term care facility. A "long-term care facility" is an institution or a distinct part of an institution that is licensed or approved to provide health care under medical supervision for twenty-four or more consecutive hours to two or more patients.

Lot. A "lot" is a zoning lot, except as the context shall indicate a lot of record, in which case a "lot" is a lot of record.

Lot area, gross. The "gross lot area" is the area of a horizontal plane bounded by the front, side and rear lot lines.

Lot, buildable area. The "buildable area" of a zoning lot is the space remaining on a zoning lot after the minimum open space requirements of this ordinance have been complied.

Lot, corner. A "corner lot" is a lot situated at the intersection of two streets, the interior angle of such intersection not exceeding 135 degrees.

Lot coverage. The "lot coverage" of a lot is area of a lot occupied by the principal and accessory buildings.

Lot depth. The "lot depth" is the mean horizontal distance between the front lot line and the rear lot line of a lot, measured within the lot boundaries.

Lot frontage. The "lot frontage" is that boundary of a lot along a public or private street.

Lot, interior. An "interior lot" is a lot other than a corner or reversed corner lot.

Lot line. A "lot line" is a property boundary line of lot. When a lot extends to an abutting street or alley, the lot line shall be the closest street or alley line.

Lot line, front. The "front lot line" shall be that boundary of a lot which is along an existing or dedicated public lot which is along an existing or dedicated public street or, where no public street exists, is along a public way; where such public way is not a dedicated street the right-of-way of such public way shall be deemed to be 66 feet, unless otherwise provided. On a corner lot the lot line having the shortest length abutting a street line shall be the front lot line.

Lot line, rear. The "rear lot line" shall be that boundary of a lot which is most distant from, and is, or is most nearly, parallel to the front lot line.

Lot line, side. The "side lot line" shall be any boundary of a lot which is not a front lot line or a rear lot line.

Lot of record. A "lot of record" is a lot which is a part of a Subdivision or a parcel of land the plat of which has been recorded in the Office of the Recorder of Deeds of Cook County or registered in the Office of the Registrar of Titles of Cook County prior to the effective date of this zoning ordinance.

Lot, reversed corner. A "reversed corner lot" is a corner lot the street side lot line of which is substantially a continuation of the front lot line of the first lot to its rear.

Lot, through. A "through lot" is a lot having a pair of opposite lot lines along two more or less parallel public streets and which is not a corner lot. On a through lot both street lines shall be deemed front lot lines.

Lot width. The "lot width" is the mean horizontal distance between the side lot lines of a lot, measured within the lot boundary.

Lot, zoning. A "zoning lot" is a single tract of a land located within a single block, which is designated by its owner or developer as a tract to be used, developed or built upon as a unit, under single ownership or control. A "zoning lot" may or may not coincide with a lot of record.

Map Amendment. An amendment to the zoning map which modifies a property's zoning designation.

Marquee or canopy. A "marquee or canopy" is a roof like structure of a permanent nature which projects from the wall of a building and overhangs the public way.

Massage. The performance of manipulative exercises upon the human body of another by rubbing, kneading, stroking or tapping with the hand or hands, or with any mechanical or bathing device.

Massage parlor. A place, establishment or facility where a massage is made available.

Massage school. A place, establishment or facility which provides instructions in the theory, method and practice of massage.

Mezzanine. A "mezzanine" is an intermediate or fractional story between the floor and ceiling of a main story used for a purpose accessory to the principal use. A mezzanine is usually just above the ground or main floor and extends over only part of the main floor.

Micron. A "micron" is a unit of length equal to 1/1,000 part of .001 millimeter.

Mobile home. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter 110, Article II of the Code].

Mobile home park. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter 110, Article II of the Code].

Moderate burning material. A "moderate burning material" is a material which in itself does not support combustion and which is consumed slowly as it burns.

Motel. A "motel" is an establishment consisting of a group of attached or detached living or sleeping accommodations with bathroom and closet space, located on a single zoning lot. Motels are designed for use by transient motor vehicle tourists, and provide for parking space adjacent to a sleeping room. A motel furnishes customary hotel services such as maid service and laundering of linen, telephone and secretarial or desk service, and the use and upkeep of furniture. In a motel less than 20 percent of the living and sleeping accommodations are occupied or designed for occupancy by persons other than transient motor vehicle tourists.

Motor freight terminal. A "motor freight terminal" is a building or area in which freight brought by motor truck is assembled and/or stored for routing in intrastate and interstate shipment by motor truck.

Motor vehicle. A "motor vehicle" is any passenger vehicle, motorcycle, recreational vehicle, truck, truck-trailer or semi-trailer propelled or drawn by mechanical power.

Nameplate. A "nameplate" is a sign indicating the name and address of a building, the name of an occupant of a building and/or the practice of a permitted occupation in a building.

Nonconforming building or structure. A "nonconforming building or structure" is any building or structure or portion thereof lawfully existing at the time of adoption of this ordinance, or any subsequent amendment, which:

A. Does not comply with all of the regulations of this ordinance, or of any subsequent amendment, for the zoning district in which such building or structure is located; or

B. Is designed or intended for a nonconforming use.

Nonconforming lot. A "nonconforming lot" is a lot of record which when recorded met the minimum lot area and other dimension requirements of the zoning ordinance of Cook County, but through subsequent amendments to such ordinances or other acts of a public body, has become a lot of record in conflict with the minimum lot area and/or other dimension requirements of Cook County.

Nonconforming use. A "nonconforming use" is any use of land, buildings or structures lawfully existing at the time of adoption of this ordinance, or any subsequent amendment, which use does not comply with the permitted uses in the zoning district in which such use is located.

Nonputrescible material. A "nonputrescible material" is a material or substance not subject to decomposition or decay.

Octave band. An "octave band" is a means of dividing the range of sound frequencies into octaves in order to classify sound according to pitch.

Octave band filter. An "octave band filter" is an electrical frequency analyzer designed according to standards formulated by the American Standards Association and used in conjunction with a sound level meter to take measurements in specific octave intervals.

Odorous matter. An "odorous matter" is any matter that yields an odor which is offensive in any way.

Ordinance(s). Any reference to "ordinance(s)" shall be construed as meaning any applicable Cook County ordinance. Reference to "this ordinance" shall be construed as meaning the Cook County Zoning Ordinance of 2001.

Organic material. An "organic material" is a material or substance composed of chemical compounds of carbon in combination with other chemical elements (often hydrogen) and generally manufactured in the life processes of plants and animals. Organic substances include paper, wood, food and plastic as well as the waste products of these and similar materials.

Particulate matter. A "particulate matter" is material, other than water, which is suspended in or discharged into the atmosphere in a finely divided form as a liquid or solid.

Performance standard. A "performance standard" is a criterion established to control noise, odor, smoke, toxic or noxious matter, vibration, fire and explosive hazards or glare or heat generated by, or inherent in, uses of land or buildings. The more frequently used performance criteria include:

A. *Active to intense burning* is the rate of combustion described by materials that burn with a high degree of activity and are consumed rapidly. Examples include sawdust, powdered magnesium and pyrozylin.

B. *Closed cup flash point* is the lowest temperature at which a combustible liquid, under prescribed conditions, will give off a flammable vapor which will burn momentarily.

C. *Decibel* is a unit which describes the sound pressure level or intensity of sound. A sound level meter is calibrated in decibels.

Planned unit development (PUD). A "planned unit development" is a tract of land which is developed as a unit under single ownership or unified control, which includes one or more principal buildings or uses, and is processed under the planned unit development provisions of this ordinance.

Planned unit development plat. A "planned unit development plat" is a drawing or map made to measurable scale upon which is presented a description and definition of the way in which the design requirements of the planned unit development are to be met. A plat is intended for recording with the Cook County Recorder of Deeds.

Private water supply. A "private water supply" is any facility which furnishes water for general domestic purposes which serves less than ten separate lots or premises.

Property lines. "Property lines" are the lines bounding a zoning lot, as defined herein.

Public way. A "public way" is any sidewalk, street, alley, highway or other public thoroughfare.

Pumping station. A "pumping station" is a station at which sewage, storm water or water is pumped to a higher level.

Railroad right-of-way. A "railroad right-of-way" is a strip of land with tracks and auxiliary facilities for track operation, but not including freight depots or stations, loading platforms, train sheds, warehouses, car or locomotive shops, or railroad car yards.

Recording (of a document). A "recording" shall mean to officially record a document in the Office of the Cook County Recorder of Deeds or when it was applicable, to have registered a document (in Torrens) with the Cook County Registrar of Titles.

Recreation club. A "recreational club" is a nonprofit association of persons who are bona fide members paying annual dues and who own, hire, or leases land or buildings or a portion thereof. The use of such premises are restricted primarily to the principal use, which is a generally recognized sport or recreational activity. The premises shall be restricted to members and their guests. The affairs and management of such recreational club are conducted by a board of directors, executive committee or similar body chosen by the members at their annual meeting. It is permissible to serve food and meals on such premises, provided adequate dining room space and kitchen facilities are available. The sale of alcoholic beverages to members and their guests is allowed provided it is secondary and incidental to the promotion of some recognized sport or recreational activity and is in compliance with applicable Federal, State, and Cook County statutes and ordinances.

Reservoir. The term "reservoir" is commonly applied to waters held in storage in either artificial or natural basins and impoundments primarily for a source of water for power, municipal, industrial domestic or flood control uses.

Reservoir parking. A "reservoir parking" facility provides off-street parking spaces for automobiles awaiting entrance to a particular establishment.

Retention. A "retention" is the permanent on-site maintenance of storm water.

Ringelmann Chart. The "Ringelmann Chart" is one which is described in the U.S. Bureau of Mines Information Circular 6888, on which are illustrated graduated shades of grey for use in estimating the light-obscuring capacity of smoke.

Ringelmann Number. The "Ringelmann Number" is the number appearing on the Ringelmann Chart ascribed by the observer to the density of the smoke emission. Where the density of light obstructing capacity of the smoke as observed falls between two consecutive Ringelmann Numbers, the lower Ringelmann Number shall be considered the density of the smoke observed.

Risk premium rate zones. A "flood hazard area" is designated according to the degree of flooding an area would experience during a base flood. The symbols used to designate these zones are as follows:

- A. "A"-Areas of 100-year flood; base flood elevation and flood hazard factors not determined.
- B. "AO"-Areas of 100-year shallow flooding where depths are between one and three feet; average depths of inundations are shown, but no flood hazard factors are determined.
- C. "AH"-Areas of 100-year shallow flooding where depths are between one and three feet; base flood elevations are shown, but no flood hazard factors are determined.
- D. "A1"-Areas of 100-year flood; base flood.
- E. "A30"-elevations and flood hazard factors determined.
- F. "B"-Areas between limits of the 100-year flood and 500-year flood; or certain areas subject to 100-year flooding with average depths less than one foot or where the contributing drainage area is less than one square mile; or areas protected by levees from the base flood (medium shading).
- G. "C"-Areas of minimal flooding (no shading).

Riverine. A "riverine" relates to, is formed by or resembles a river (including tributaries), stream, creek or brook.

Roadside stand. A "roadside stand" is a structure erected for the display and sale of agricultural products. Agricultural products are generally grown on site or on other premises owned or used by the operator of the roadside stand. There are two distinct types of roadside stand operations:

- A. *Accessory roadside stand.* An "accessory roadside" stand is located on the same premises as a farm which is in conformance with this ordinance. All products or produce not grown on land owned by the operator of the roadside stand must be certified by the Cook County Zoning Board of Appeals as being of a purely agricultural nature. An accessory roadside stand may be no more than one story in height nor may it contain more than 500 square feet of retail floor area.
- B. *A commercial roadside stand.* A "commercial roadside" stand is located apart from a functioning farm, and it generally sells products which are grown off the premises. It must be located in a commercial zoning district and comply with all site and structure provisions of the applicable zoning district. A commercial roadside stand may sell up to five products not of an agricultural nature if so authorized by the Zoning Board of Appeals.

Sanitary landfill. See *Landfill, sanitary*.

Sanitary land filling. A "sanitary land filling" is an engineered method of waste disposal where the waste is spread in thin layers, compacted to the smallest practical volume and covered with earth and/or sod at the end of each working day, or more frequently, as conditions warrant.

Setback. A "setback" is the minimum horizontal distance between the building or structure and any lot line.

Sewage treatment plant. A "sewage treatment plant" includes any method, construction, device or appliance appurtenant thereto, used for the purpose of treating, neutralizing, stabilizing, disinfecting or disposing of sewage, industrial waste or other wastes, or for the recovery of by-products from such sewage, industrial wastes or other wastes.

Sign. A "sign" is a name, identification, description, display or illustration which is affixed to or placed directly or indirectly upon or adjacent to buildings, structures or zoning lots and which directs attention to objects, products, places, activities, persons, institutions, organizations or businesses. However, signs shall not include any display of official court or public office notices nor shall signs include flags, emblems or insignias of nations, political units, schools or religious groups. Signs as defined here do not include signs located completely within an enclosed building.

Sign, advertising. An "advertising sign" is a sign which directs attention to businesses, commodities, services or entertainment.

Sign, billboard. A "billboard sign" is a sign that directs attention to a business, person, activity, commodity, product, good, service, or entertainment conducted, sold or offered at a location other than the premises on which the sign is located.

Sign, identification. An "identification sign" is a sign which states the name of the residents, businesses, developments or establishments, and/or the address of the buildings or developments, and/or the occupation of the residents or tenants, but which do not contain any advertising.

Sign, illuminated. An "illuminated sign" is a sign with a source of illumination that is a fundamental part of the sign.

Sign, indirectly illuminated. An "indirectly illuminated sign" is a sign with a source of illumination which is accessory to the sign and where such source of illumination is intended to indirectly illuminate such sign.

Sign, multiple message. A "multiple message sign" means a billboard or off-premises outdoor advertising sign that displays a series of message changes, regardless of the technology used. A multiple message sign provides for a fixed message of at least ten seconds in length with a transition time between message changes of three seconds or less. Multiple message signs contain a default design that will freeze the message in one position if a malfunction occurs.

Sign, novelty. A "novelty sign" is a banner, flag, pennant, object, streamer or other attention-getting device or display including, but not limited to, inflated objects which are attached to buildings or property.

Sign, off-premises. An "off-premises sign" means any sign that relates to a business, person, activity, good, product, service or facility which is unrelated to the principal use on a zoning lot.

Sign, on-premises. An "on-premises sign" means any sign that relates to a business, person, activity, good, product, service or facility which is related to the principal use on a zoning lot.

Sign, portable. A "portable sign" means any sign that is not permanently attached to the ground, structure or building and which is designed to be transported.

Sign, sign face area. The "sign face area of a sign" shall be the entire area within a single continuous perimeter enclosing the extreme limits of the sign.

Sign, temporary. A "temporary sign" means any sign which contains information which is not of a permanent character, or the physical features of such sign, such as its structure, is not of a permanent character, or both. Such signs include, but are not limited to, political signs, garage sale signs, real estate signs, and for rent signs, but do not include novelty signs.

Sign, traffic. A "traffic sign" means a sign which directs or guides a person to a facility intended to serve the public, including entrances, exits, restrooms, public telephones, walkways, parking areas and similar facilities. Traffic signs shall not identify an establishment or other goods and services available at an establishment and shall not contain advertising messages.

Similar use. A "similar use" is a property, use or service possessing physical and/or activity characteristics which resemble certain other uses.

Slow burning or incombustible materials. "Slow burning" or "incombustible" material identifies materials which do not in themselves constitute an active fuel for the spread of combustion. A material which will not ignite, nor actively support combustion during an exposure for five minutes at a temperature of 1200 degrees Fahrenheit, shall be designated "incombustible".

Smoke unit. A "smoke unit" is the number obtained when the smoke density in Ringelmann number is multiplied by the time of emission in minutes. For the purpose of this calculation, a Ringelmann density reading shall be made at least once a minute during the period of observation, each reading is then multiplied by the time in minutes during which it was observed. The various products are then added together to give the total number of smoke units observed during the entire observation period.

Sound level. A "sound level" of an operation or use is the intensity of sound, measured in decibels, produced by such operation or use.

Sound level, meter. A "sound level meter" is an instrument designed to measure sound pressure levels and constructed in accordance with the requirements for General Purpose Sound Level Meters published in the American National Standards Institute Standard No. 81.4-1971 or its latest revision.

Sound pressure level. A "sound pressure level" is the intensity of a sound, measured in decibels.

Specified anatomical areas. A "specified anatomical area" is defined as:

A. Anatomical areas if less than completely and opaquely covered by a bathing suit, blouse, shirt, dress, pants, leotard or other wearing apparel or fabric.

1. Any portion of the genitals or pubic region.
2. Any portion of the buttocks.
3. Female breast(s) below a horizontal line across the breast at a point immediately above the top of the areola, including the entire lower portion of the female breast, but shall not include any portion of the cleavage of the female breast.

B. Genitals in a discernible turgid state, even if completely and opaquely covered.

C. Paint, latex or other nonfabric coverings shall not satisfy the requirement of coverage, irrespective of whether the coverage is complete or opaque.

Specified sexual activity. A "specified sexual activity" is defined as:

A. Human genitals in a state of sexual stimulation or arousal.

B. Acts of human masturbation, sexual intercourse or sodomy.

C. Fondling or other erotic touching of human genitals, pubic regions, buttocks or female breasts.

Stable, private. A "private stable" is a detached accessory building for the keeping of horses owned by the occupants of the premises and not kept for remuneration, hire or sale.

Stables and/or riding academies, commercial. A "stable and/or riding academy noncommercial" is the grounds and buildings where horses are bred, raised, boarded or kept for remuneration, hire or sale.

Stables and/or riding academies, noncommercial. A "stable and/or riding academy noncommercial" is the grounds and buildings designed, arranged, used or intended to be used for the boarding, keeping or housing of horses for the private use of the owner. Such use may be located on a lot occupied by residential uses or may be located on a lot occupied by the equestrian facilities of a private riding club. All such uses shall be operated as not-for-profit facilities.

Stream. A "stream" is any natural, artificial or channelized water course that transports continuous or periodic flowing water.

Street. A "street" is a public or private right-of-way which affords a primary means of access to abutting property, but excepting driveways to buildings.

Structural alteration. A "structural alteration" is any change, other than incidental repairs, which would prolong the life of the supporting members of a building, such as the addition, removal or alteration of bearing walls, columns, beams, girders, or foundations.

Structure. A "structure" is an assembly of materials forming a construction for occupancy or use, including but not limited to buildings, stadia, reviewing stands, platforms, antenna towers, observation towers, radio towers, windmills, open sheds, shelters, coal silos, gas or liquid storage tanks, display signs, piers, fences and trestles.

Substantial improvement. A "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of a building commences, whether or not that alteration affects the external dimensions of the structure.

Substantial improvements in a floodable area. Any repair, reconstruction or improvements to the external dimensions of a structure which cost 50 percent or more of the market value of the structure (either before the improvement has begun or after it has been completed) is considered "substantial improvements in a floodable area". Any repair, reconstruction or improvements to a structure that has been damaged and is being restored which cost 50 percent or more of the market value of the structure

before the damage occurred is considered substantial improvements in a floodable area. The term substantial improvements in a floodable area, however, does not include:

A. Improvements of a structure to comply with existing state or local health, sanitation or safety code specifications necessary to assure safe living conditions,

B. Alterations to a structure or site documented as deserving preservation by the Illinois Department of Conservation or listed on the National Register of Historic Places. No improvement shall result in an increase by more than 20 percent of the square footage of land area occupied by currently existing real estate improvements.

Surface water elevation. The "surface water elevation" is the normal water level elevation of a lake, stream or stream bed as depicted on United States Geological Survey (U.S.G.S.) floodplain topographic maps. If surface water elevation datum specified by the Illinois Department of Transportation, Division of Water Resources is more current than U.S.G.S. floodplain topographic maps, Division of Water Resources information may be used.

Telecommunications carrier, wireless communication transmitting and receiving facility. A "telecommunications carrier, wireless communication transmitting and receiving facility" is a facility which consists of a combination of improvements and equipment, including but not limited to towers, antennas, wires, electrical cabinets, and foundations, that is operated pursuant to applicable federal licenses and includes antenna devices by which signals are transmitted and/or received.

Tent. A "tent" is any structure or enclosure, the roof of which and/or one-half or more of the sides, are constructed of silk, cotton, canvas, fabric or a similar light material.

Text Amendment. A change in the development standards in one or more zoning districts.

Theater. An establishment used to observe films and other visual material which is not an adult motion picture theater.

Three-component measuring system. A "three-component measuring system" denotes instrumentation which can measure earthborn vibrations in three directions, that is, vibration occurring in a horizontal as well as a vertical plane.

Toxic or noxious substances. Any solid, liquid or gaseous matter, including but not limited to gases, vapors, dusts, fumes and mists containing properties which by chemical means are inherently harmful and likely to destroy life and impair health or are capable of causing injury to the well-being of persons or damage to property are considered "toxic or noxious substances."

Trailer. See definition set forth in Mobile Home Park Ordinance of Cook County [Chapter [110](#), Article II of the Code].

Trailer-camper parks. A "trailer-camper park" is a residential facility designed, used or intended to be used to accommodate the over-night or temporary location, hookup or use of its facilities for travel trailer, camp trailer and recreation vehicles.

Transitional residence. A temporary residential living arrangement for persons who are receiving therapy or counseling for purposes which include, but are not limited to:

A. Drug or alcohol addiction.

- B. Imprisonment including pre-release, work-release, and probationary programs.
- C. Family and school adjustment problems which require special attention and care in order to achieve personal independence.
- D. Victims of domestic abuse.

Unified control. The combination of two or more tracts of land wherein each owner has agreed that his tract of land shall be developed as part of a planned unit development and shall be subject to the control applicable to the planned unit development.

Use. The "use" of property is the purpose or activity for which the land or building is designed, arranged or intended, or for which it is occupied or maintained, and shall include any manner of performance of such activity with respect to the performance standards of this ordinance.

Use, permitted. A "permitted use" is a use which may be lawfully established in a particular district, provided it conforms with all requirements, regulations and performance standards (if any) of such district.

Use, principal. A "principal use" is the main use of land or buildings as distinguished from a subordinate or indicates otherwise accessory use. A principal use may be either permitted or special.

Use, special. A "special use" of land or buildings, or both, described in this ordinance is a use subject to special provisions because of unique characteristics that do not allow the use to be properly classified as a permitted use.

Variance. A "variance" means a grant of relief from the requirements of this ordinance which permits construction in a manner that would otherwise be prohibited by this ordinance.

Vibration. A "vibration" is the periodic displacement, of earth, measured in inches.

Warehouse. A "warehouse" is a structure, or part of a structure or area used principally for the storage of goods and merchandise.

Waste transfer facility. A "waste transfer facility" is a facility where solid waste from collection vehicles is consolidated and temporarily stored for subsequent transport to a permanent disposal site.

Water supply system, individual. The "individual water supply system" of a building or premises consists of the water service pipes, water distribution pipes and the necessary connecting pipes, fittings, control valves and all appurtenances in or adjacent to the building or premises.

Water supply system, public. A "public water supply system" means collectively all property involved in a water utility, including land, water sources, collection systems, dams and hydraulic structures, distribution systems and other appurtenances, pumping stations, treatment works and general properties, or any parts thereof.

Watercourse. A river, stream, creek, brook, branch or other drainageway into which storm water runoff and floodwaters flow either regularly or intermittently.

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Waterworks. A "waterworks" refers to and includes a waterworks system in its entirety or any integral part thereof, including hydrants, meters, valves, standpipes, storage tanks and all other elements useful in connection with a water supply or water distribution system.

Well. A "well" is an underground source of water made accessible by drilling or digging to the level of the water table.

Wholesale establishment. A "wholesale establishment" is a business establishment engaged in selling to retailers or jobbers rather than consumers.

Yard. A "yard" is an open space, on the same zoning lot with a building or structure, unoccupied and unobstructed from its lowest level to the sky, except as otherwise permitted in Article 8. A yard extends along a lot line, to a depth or width specified in the yard requirements for the zoning district in which the zoning lot is located.

Yard, corner side. A "corner side yard" is a side yard which faces a public street.

Yard, front. A "front yard" is a yard extending along the full length of the front lot line between the side lot lines.

Yard, interior side. An "interior side yard" is a side yard which is located immediately adjacent to another zoning lot or to an alley separating such side yard from another zoning lot.

Yard, rear. A "rear yard" is a yard extending along the full length of the rear lot line between the side lot lines.

Yard, side. A "side yard" is a yard extending along a side lot line from the front yard to the rear yard.

Yard, transitional. A "transitional yard" is a yard which must be provided on a commercial zoning lot which adjoins a zoning lot in a residence district, or that yard which must be provided on an industrial zoning lot which adjoins a zoning lot in either a Residence or Business District.

Zero lot line residence. A detached single-family dwelling unit which is built to one of the side lot lines. A "zero lot line residence" is generally constructed within a planned unit development or when clustering residential units.

Zoning administrator. The "zoning administrator" is a person appointed by the President of the Board of Commissioners who is vested with administrative responsibilities regarding this ordinance. The Office of the Zoning Administrator is wholly contained within the Cook County Department of Building and Zoning.

Zoning board. The "Zoning Board" is the Zoning Board of Appeals of Cook County.

Zoning district. A "zoning district" is a sections or sections of the unincorporated territory of Cook County for which the regulations and requirements governing use, lot and bulk of buildings and premises are uniform.

Effective Date: This Ordinance Amendment shall be in effect immediately upon passage and approval.

Approved and adopted this 31st day of July 2013.

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TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

319867 DOCKETS #4914 8843 & #8844 - M & D UNLIMITED, INC., Owner, Route 5 South Hwy 59, Barrington, Illinois, Application (No. SU-12-13 & V-12-46; Z12059 & Z12060). Submitted by Barrington Pools, Inc., ~~Route 5 South Hwy 59, Barrington, Illinois~~. Seeking a SPECIAL USE, UNIQUE USE and VARIANCE in the R-1 Single Family Residence District to expand a lawfully existing Special Use (SU-88-05) to continue to operate a swimming pool sales and parts business that includes administrative/business offices, sales showroom and equipment and material storage for a retail swimming pool business (if granted under the companion V-12-46), ~~to reduce required rear setback to 5.69 feet; and reduce required interior (South) side setback to 4.29 feet) in Section 21 of Barrington Township. Property consists of 0.65 of an acre, located on route 5 South Hwy 59 to reduce rear year setback from the minimum required 100 feet to 5.69 feet (existing) and right interior side yard setback from the minimum required 30 feet to 4.29 feet (existing for metal buildings for storage of pool equipment and supplies (if granted under the companion SU-12-13), in Section 21 in Barrington Township, County Board District #14. Intended use: Continued operation as a swimming pool sales business and metal buildings for storage of pool equipment and supplies.~~

Recommendation: That the application be granted.

Conditions: None

Objectors: None

***Referred to the Zoning Board of Appeals on 09/10/12.**

****02/5/13 Deferred to the February 27, 2013 Zoning & Building Committee Meeting.**

*****02/27/13 Deferred to the March 20, 2013 Zoning & Building Committee Meeting.**

******03/20/13 Deferred**

Vice Chairman Murphy, seconded by Commissioner Sims, moved to defer Communication No. 319867 to the Zoning and Building Committee meeting September 11, 2013. The motion carried.

Commissioner Steele, seconded by Commissioner Sims, moved to Suspend the rules to consider the Supplemental Agendas. The motion carried.

321275 AN AMENDMENT TO CHAPTER 38, HEALTH AND HUMAN SERVICES, SECTION 38-51 THROUGH SECTION 38-55 (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President and Jesus G. Garcia and Peter N. Silvestri, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

AMENDING PUBLIC HEALTH AND PRIVATE NUISANCE ORDINANCE

WHEREAS, an amendment to clarify the relationship between the Department of Public Health and the Department of Building and Zoning is timely given the recent enactment of

the Cook County Vacant Building Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 38 Health and Human Services, Sections 38-51 through 38-55 of the Cook County Code is hereby amended as follows:

Sec. 38-51. Purpose and jurisdiction.

(a) *Title.* This article shall be known as the "Public Health and Private Nuisance Ordinance" of Cook County, Illinois.

(b) *Purpose.* This article shall be liberally construed and applied to protect and improve the public health and the quality of life for ~~citizens~~ individuals residing in the unincorporated area of Cook County.

(c) *Jurisdiction.* The provisions of this article apply to the unincorporated area of Cook County and such other areas as may be designated by the Cook County Board of Commissioners in accordance with State Statutes but excluding all publicly owned property or rights-of-way under the jurisdiction of any governmental agency.

(d) *Enforcing Authority.* The Cook County Department of Public Health and Cook County Sheriff shall enforce this Ordinance with respect to all properties within the area of jurisdiction described above, including vacant lots, but excluding vacant buildings which shall be enforced by the Cook County Department of Building and Zoning as defined in the Cook County Vacant Building Ordinance, Sec. 102-2 et seq..

~~(d)~~(e) *Severability.* If any section, paragraph, sentence, clause or phrase of this article is declared unconstitutional or the application thereof is held invalid, it shall not affect the validity of the remainder of this article and the application of such provisions to other persons and circumstances.

Sec. 38-52. Definitions.

Unless the context clearly requires otherwise, the words and phrases set forth herein shall have the meanings set forth in this article. Words and phrases not defined in this article shall have the meaning indicated by common dictionary definition.

Compost shall mean a humus-like product derived from the process of composting waste, which may be used as a soil conditioner.

Compost bin shall mean a structure constructed of durable nontoxic, noncarcinogenic material, such as rot-resistant wood, block, or sturdy woven wire fencing, for the purpose of containing a compost pile, or a commercially available container designed specifically for composting, distinct from a garbage or waste container.

Composting shall mean the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost. Only materials generated by the residents of the property where the compost pile or bin is located are permitted to be composted. Examples of permitted materials include: grass clippings, leaves, weeds that have not gone to seed, non-diseased plants, evergreen cones or needles, straw, sawdust, wood ashes, fruit or vegetable scraps, coffee grounds, eggshells, and commercially

available ingredients specifically designed to speed or enhance decomposition. Examples of prohibited materials include: ~~fats, oils, grease, or lard; dairy or meat products;~~ human or pet feces; diseased plant waste; poisonous substances; chemically treated lumber, sawdust from chemically treated lumber, or other chemically treated materials; inorganic material; and other materials that may attract vectors. Fats, oils, grease, or lard, and dairy or meat products shall only be composted in accordance with Bokashi composting methods, which require materials to be sealed in an airtight container and subsequently buried underneath soil in a sealed or rodent proofed container. Proper composting techniques including, but not limited to, timely aeration, soil addition and the monitoring of moisture content shall be maintained. Equine waste may, however, be composted in accordance with all Illinois Department of Agriculture regulations. Such composting of equine waste is only allowed in areas where the Cook County Zoning Ordinance permits keeping of horses. It is not the intent of this section to prohibit farmers or gardeners from incorporating bovine or equine waste into the soil for fertilizer.

Domestic sewage shall mean waste water emanating principally from, but not limited to: dwellings; business or office buildings; institutions; food service establishments and similar facilities; recreational, construction, office, and school trailers or similar facilities. Domestic sewage may contain, but is not limited to, human excrement, laundry waste water, kitchen and bathroom waste water, water used for cleaning, water from building floor drains, and water used for processing. The term does not include surface drainage water or footing water.

Garbage shall mean putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food. Domestic sewage containing human excrement or body waste is not defined as garbage.

Health Department shall mean the Cook County Department of Public Health.

Improperly treated domestic sewage is domestic sewage that comes to the ground surface directly from any component of a conventional subsurface septic tank and seepage tile system, and domestic sewage emanating from a malfunctioning or broken public outdoor building sewer serving a structure listed in the definition for "domestic sewage" hereinabove and occurring within the property line. It is also defined as any direct surface sewage discharge from a mobile conveyance holding tank, pumper truck tank, or an improperly designed, maintained, or installed sanitary dump station. In cases where surface discharges of treated effluent have been allowed, the domestic sewage shall be deemed improperly treated if the treated effluent is not in compliance with any applicable provision of Section 905.110(d) of the Illinois Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code. (2003).

Litter shall mean paper; cigarette butts; glass; plastic; grass clippings, or other lawn, yard, or garden waste such as leaves, twigs, tree branches, and tree roots that are less than a one-half inch in diameter, uprooted weeds, shrubbery cuttings, brush, and plant stalks; needles, syringes, and lancets; carcasses of dead animals, excrement from domestic pets, manure from other domesticated animals; and other nonputrescible waste.

Mold shall mean any microscopic fungi, including mushrooms and yeasts.

Person shall mean means any individual, corporation, limited liability corporation, organization, government, governmental subdivision or agency, business trust, estate, trust,

partnership, association and any other legal entity.

Serial violation shall mean one in which the violator has received two or more notices for the same or substantially similar violations from the health department within two years.

Vectors shall mean any arthropod, rat, mouse, bird, or other animal capable of carrying disease producing organisms to a human host. It does not include animals that transmit disease to humans only when used as food.

Sec. 38-53. General provisions.

(1) Representatives of the Health Department are hereby authorized and empowered to make all inspections of buildings, structures, property, and premises.

(2) Representatives of the Health Department may enter all buildings, structures, property, and premises in order to enforce the provisions of this article during reasonable hours subject to reasonable notice. Such representatives shall have the authority to make such decisions and determinations as are necessary with respect to the enforcement of this article, and impose such requirements and orders as are necessary to bring such buildings, structures, property, and premises into compliance with this article.

(3) Failure to grant access to any building, structure, property, or premises to determine compliance with this article after written notice from the Health Department is a separate violation of this article punishable in accordance with the penalties section of this article [Section 38-55].

(4) It shall be deemed a separate violation of this article for any person to knowingly furnish any false or misleading ~~Submission of any~~ information or complaint ~~either in writing or orally~~ to the Health Department ~~that contains false or misleading information is a separate violation of this article,~~ and said violation shall be punishable in accordance with the penalties section of this article [Section 38-55].

(5) When an investigation, whether based upon complaint or otherwise, ~~shall~~ discloses that a violations of this article exists, the Health Department shall give notice in writing to the owner, occupant, lessee, or person in possession, charge or control of such building, structure, property, or premises, to make such changes, alterations, repairs, or to perform such work, or to take such action to correct the violations ~~within such time as shall be designated by the Health Department.~~ The In no event will this time period for making any corrections shall be designated by the Health Department, and shall not exceed 30 days after the service of such notice, unless otherwise authorized in writing by the Health Department's Director of Environmental Health Services.

(6) In the event that satisfactory changes, alterations, repairs, work, or actions have not been ~~initiated~~ made within the time ~~specified in said notice~~ designated by the Health Department per Section 38-53(5) above, the Health Department ~~may~~ shall issue a citation and schedule a hearing before the Administrative Hearings Department of Cook County, pursuant to the rules and procedures of that Department, or notify the State's Attorney's Office of such violations of this article or any default of such notice, and recommend legal prosecution. The discretion to extend the period for making any corrections beyond the time designated by the Health Department per Section 38-53(5) above shall be reserved to

the hearing officer or judge.

(7) In the event of a serial violation of any provision of this article, the Health Department may request prosecution by the State's Attorney's Office after seven days' notice, excluding weekends and county holidays, to the owner, occupant, lessee, or person in possession, charge or control of such building, structure, property, or premises.

(8) Representatives of the Health Department are authorized to ~~request~~ obtain assistance from the Cook County Sheriff's ~~Police~~ Office to ~~help~~ serve an administrative warrant, a search warrant, or other notices.

(9) If any condition not covered by this article is observed that may be injurious to the safety of the public, representatives of the Health Department ~~may~~ shall request the assistance of the Cook County Department of Building and Zoning. Such matters include but are not limited to: municipal sewer systems; municipal water systems; electrical systems; plumbing; excavations; unsafe buildings; fire prevention and safety; ventilation, including air exchanges; lighting and heating; drainage; grading; standing water problems; structural integrity; occupancy; property maintenance; and similar matters where the Cook County Department of Building and Zoning has inspectional authority.

(10) Authorization is given to members of the general public who are directly affected by any violation of this article to seek enforcement of the provisions of this article based upon the citizen's sworn by making a complaint filed with the Department of Public Health or filing a complaint with the Clerk of the Circuit Court of Cook County and prosecuted as provided by law.

(11) The Health Department has the authority to promulgate rules and regulations to carry out the intent and purpose of this article. Failure to comply with the rules and regulations promulgated by the Health Department is a separate violation of this article punishable according to the penalties section of this article.

Sec. 38-54. Declared nuisances.

The following are declared to be public nuisances that are injurious to the public health, and therefore, it is unlawful for any person to commit any of the following acts:

- (1) To deposit or throw garbage or litter onto the ground surface, property, or in any water course, lake, pond, spring, well or common sewer.
- (2) To allow garbage or litter to accumulate on the ground surface, property, or in any water course, lake, pond, spring, well or common sewer on property that is under their control or ownership regardless of who threw or deposited the garbage or litter there.
- (3) To deposit or throw garbage or litter into a garbage container or a waste container owned by another person without the consent of the owner or person in possession of said container.
- (4) To burn garbage in the open.
- (5) To use a garbage container or a waste container that is not fly tight.
- (6) To use a garbage container or waste container that is not constructed from

nonabsorbent, durable, metal or hard plastic material and that is not provided with a tight fitting cover. The use of a plastic bag for the outside storage of garbage is prohibited, except when placed for regular scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours of the day of pickup.

(7) To use a garbage container or a waste container for the outside storage of garbage by a commercial establishment that is not placed on a paved, well-drained surface.

(8) To use a garbage container or waste container that has holes or other defects for the outside storage of garbage and litter.

(9) To fail to have garbage and/or litter removed from the premises at least once a week by a State of Illinois licensed waste hauler. A person who controls a residence or a commercial, service, industrial, or business entity located in the unincorporated area shall keep records of such removal service for at least one year, and shall make these available for inspection by the Health Department upon request. Failure to provide a current record or bill from the waste hauler at the time of the inspection will be considered prima-facie evidence that such service does not exist.

(10) To leave the lid off a garbage container except when placed for scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours ~~ofn~~ the day of pickup.

(11) To use unsanitary, leaking, or defective garbage or waste containers. All containers shall be cleaned, repaired or replaced by the owner or person in control of the property.

(12) To store, dump, or permit the accumulation of tires, buckets, cans, wheelbarrows, garbage cans, or other containers in a manner that may hold water and harbor vectors.

(13) To dump, deposit, drop, throw, discard, or leave litter or garbage, or to cause or permit the dumping, depositing, dropping, throwing, discarding or leaving litter or garbage upon any public or private property except as may be allowed by local or State agencies.

(14) To dispose of health care items such as needles, syringes, lancets, and other sharp objects without first placing these objects in a hard plastic container or a metal container that are provided with a screw on lid or other tightly secured lid.

(15) To allow pets to defecate on property owned by another person ~~or entity~~ without permission unless such waste is picked up and promptly removed from said property.

(16) To allow pet waste to accumulate on the ground surface of property under their control or ownership regardless of who owns the domestic pet.

(17) To have more than three adult companion animals living at any one individual residential unit. The term companion animal shall include domestic dogs, domestic cats, and ferrets. For purposes of this article, an animal shall be considered an adult when it reaches four months of age.

(18) To discharge improperly treated domestic sewage from a sewage disposal system serving the property under their ownership or control to the ground surface, farm tiles, streams, rivers, ponds, lakes, storm sewers, roadside ditches, other collectors of water,

water well, cisterns, basements, underground mines, caves, sinkholes, tunnels, wells, or in a manner that does not comply with the requirements of Ill. Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003). The existence or appearance of any fluorescein dye on the ground surface or otherwise outside of a septic tank and seepage tile system that has been so dyed shall be deemed to be prima facie evidence that such system is discharging improperly treated sewage to the ground surface in violation of this article.

(19) To fail to provide clean and sanitary public or employee restrooms.

(20) To improperly maintain a public or residential swimming pool, or wading pool or any other man made basin or container of water that is offensive, injurious, or dangerous to the public health.

(21) To permit the accumulation of outdoor litter to such an extent that it may harbor vectors that are offensive, injurious or dangerous to the public health.

(22) To compost in a manner that is not permitted in this article.

(23) To locate or place a compost pile or bin in either the front yard or the side yard of a lot.

(24) To use residential type compost piles or bins that are more than five feet in height and/or have a combined ground base area of more than one hundred square feet. Bins shall be structurally sound and kept in a state of good repair.

(25) To place compost piles or bins over a drainage-way of any kind.

(26) To allow any garbage site, premises, building, structure, or property to become infested with vectors.

(27) To permit a water well or cistern to be unplugged, unsealed, or uncovered at any time after its abandonment for more than 30 days unless prior written approval is obtained from the health department.

(28) To own, maintain, or keep ~~or use~~ a building or structure that is unfit for human habitation or occupancy. A building or structure is unfit for human habitation or occupancy if it does not contain any or all of the following:

Properly functioning, maintained, and installed potable water system, or

Electricity or gas for cooking and/or heating, or

Properly functioning equipment for heating the building, or

Properly functioning appliances for cooking and refrigerating food, or

e. A properly functioning, maintained, and installed sewage disposal system.

(29) To own or maintain rental property that contains excessive moisture or water that

has or may result in indoor mold growth.

(30) To allow a privy vault to exist that is not fly-tight.

(31) To leave any septic tank, cesspool, pit privy, aerobic treatment plant, or seepage pit in the ground after discontinuing its use as a component of a sewage disposal system without first having the contents pumped by a State of Illinois and Cook County-licensed septage hauler. Once pumped, the tank, cesspool, pit privy, treatment plant, or seepage pit must either be removed from the ground or broken, cracked, or crumbled and filled with sand or compacted soil.

(32) To dispose of domestic waste by any means that is not specifically authorized by either the Illinois Environmental Protection Agency or the health department.

(33) To maintain any building, structure, property, or premises or any part thereof that is unsanitary, unhealthy, or ~~and~~ unfit for human habitation, occupancy, or use.

(34) To fail to ~~cut~~ maintain grass; and weeds below 10 inches in height, or to fail to cut brush in a manner that may harbor vectors.

(35) To discharge wastewater from aerobic treatment plants in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).

(36) To fail to provide temporary toilet facilities at a construction site.

(37) To construct, install, repair, modify or maintain a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (

(38) To pump, haul, and/or dispose of waste from a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).

(39) To fail to provide the vertical and/or horizontal separation distance between water lines and sewer lines in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).

(40) To add prohibited materials to a private sewage disposal system.

(41) To use septage disposal methods that do not comply with 77 Ill. Adm. Code 905, Private Disposal Licensing Act and Code (2003).

(42) To install a private sewage disposal system that is not installed according to the approved plans.

(43) To fail to obtain the requisite permit to collect septage or to transport septage through Cook County.

Sec. 38-55. – Penalties and Adjudication.

(a) ~~Any person, firm, company or corporation that is found guilty of violating determined to have violated any provision of this article, shall be issued a citation and subject to a fine of \$350 - \$1,000 for the first violation, a fine of \$500 - \$2,000 for the second violation, and a fine of \$1,000 - \$6,000 for each subsequent violation. or fails to comply with any rule, regulation, or order issued by a representative of the Health Department shall be fined not less than \$500.00 or more than \$1,000.00 for each violation. A person or entity found guilty of an offense may be subject to between 15 to 30 days imprisonment, confinement or equivalent community service. A person or entity found guilty of committing a repeat violation of any provision of this article shall be fined not less than \$1,000.00 or more than \$5,000.00. A person or entity found guilty of a repeat offense may be subject to between 30 days and 180 days imprisonment, confinement or equivalent community service. For purposes of determining a repeat violation, a repeat violation is a violation of this article that occurs within two years of the same or a substantially similar violation of this article. the first violation of a provision of this article must have occurred within two years of the second violation of the provision.~~

(b) In addition to any penalty provided by this article, the health department may request that the Cook County State's Attorney initiate action to obtain injunctive relief in the Circuit Court of Cook County, Illinois, including the issuance of a temporary restraining order and preliminary injunction, in order to abate any such nuisance condition as enumerated in this article.

(c) ~~All penalties assessed by the Court under this article shall be payable to the health department for deposit with the Cook County Treasurer's Office. Only checks or money orders made payable to the health department will be accepted. Administrative adjudication. Any person issued a notice of violation of any provision of this article may request an administrative hearing.~~

(1) Notice.

a. Before any administrative adjudication proceeding may be conducted, the parties shall be afforded notice in compliance with this section.

b. Unless otherwise provided by law or rule, the issuer of a notice of violation or notice of hearing shall specify on the notice his or her name and department; where known, the name and address of the person or entity charged with the violation; the date, time and place of the violation; and the section of the code or departmental rule or regulation which was allegedly violated; and shall certify the correctness of the specified information by signing his or her name to the notice. A notice of hearing shall also include the date, time and location of the hearing and the penalties for failure to appear at the hearing.

c. The County shall notify the violator, within ten days, by certified mail return receipt requested, that an administrative adjudication hearing will be conducted. The hearing shall be scheduled and held, unless continued by order of the administrative law officer, no later than 30 days after the date of the violation.

(2) Administrative hearings.

a. Any administrative adjudication proceeding conducted by the County shall afford

the parties an opportunity for a hearing before an administrative law officer.

b. An attorney who appears on behalf of any person shall file with the administrative law officer a written appearance on a form provided for such purpose.

c. While the case for the County will not be presented by the administrative law officer; documentary evidence, however, including the notice of violation, which has been prepared by the Sheriff or the Department of Public Health, may be presented at the hearing by the administrative law officer.

d. The administrative law officer may grant continuances only upon a finding of good cause.

e. All testimony shall be given under oath or affirmation.

f. The administrative law officer may permit witnesses to submit their testimony by affidavit.

g. The formal and technical rules of evidence shall not apply in the conduct of the hearing. Evidence, including hearsay, may be admitted only if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs.

h. No violation may be established except upon proof by a preponderance of the evidence; provided, however, that a violation notice, or a copy thereof, shall be prima facie evidence of the correctness of the facts specified therein.

i. Upon the timely request of any party to the proceeding, any person, who the administrative law officer determines may reasonably be expected to provide testimony which is material and which does not constitute a needless presentation of cumulative evidence, shall be made available for cross-examination prior to a final determination of liability.

j. The record of all hearings before an administrative law officer shall include: (i) a record of the testimony presented at the hearing, which may be made by tape recording or other appropriate means; (ii) all documents presented at the hearing; (iii) a copy of the notice of violation or notice of hearing; and (iv) a copy of the findings and decision of the administrative law officer.

k. Upon conclusion of a hearing, the administrative law officer shall issue a final determination of liability or no liability. Upon issuing a final determination of liability the administrative law officer may: (i) impose penalties and/or fines that are consistent with this article or other applicable provisions of the County Code; (ii) issue orders that are consistent with applicable provisions of the County Code; and/or (iii) assess costs reasonably related to instituting the administrative adjudication proceeding; provided, however, that in no event shall the administrative law officer have the authority to impose

l. In the issuance of a final determination of liability, an administrative law officer shall inform the violator of his or her right to seek judicial review of the final determination.

(3) Hearing procedures not exclusive. The use of the administrative adjudication procedure for above listed nuisance violations shall not preclude the county from using other methods to enforce the provisions of article.

(d) All penalties assessed by the Department of Administrative Hearings shall be payable to the Department of Revenue, in accordance with Chapter 2, Article IX, Section 2-921 of the Cook County Code. All penalties assessed by the Circuit Court under this article shall be collected by the Cook County Clerk of Court for deposit with the Cook County Treasurer's Office. The complaining party, in any case brought by a private citizen, shall be allowed to recover their court costs, filing fees, and their attorney's fees from the defendant if the court finds in favor of the plaintiff.

(e) The petitioner, in any case brought by a private person, shall be allowed to recover their court costs, filing fees, and their attorney's fees from the respondent if the court finds in favor of the petitioner.
~~The responding party, in any case brought by a private citizen, shall be allowed to recover their court costs, and attorney's fee from the private party in any~~

(f) The respondent, in any case brought by a private person, shall be allowed to recover their court costs, filing fees, and attorney's fees from the petitioner if the court finds in favor of the respondent.

Effective Date: This Ordinance Amendment shall be in effect 60 days following adoption.

***Referred to the Zoning Board of Appeals on 12/18/12.**

Commissioner García, seconded by Vice Chairman Murphy, moved the approval of Communication No. 321275. The motion carried.

Commissioner García, seconded by Commissioner Tobolski, moved to accept the Substitute Ordinance Amendment for Communication No. 321275. The motion carried and Communication No. 321275 was SUBSTITUTED, as follows:

SUBSTITUTE ORDINANCE AMENDMENT FOR COMMUNICATION NO 321275

Sponsored by TONI PRECKWINKLE, President and JESÚS G. GARCÍA and PETER N. SILVESTRI, County Commissioners

AMENDING PUBLIC HEALTH AND PRIVATE NUISANCE ORDINANCE

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 38, Health and Human Services, Article III, Public Health and Private Nuisances, Section 38-51 through Section 38-55, of the Cook County Code shall be amended as follows:

Sec. 38-51. - Purpose and jurisdiction.

- (a) *Title.* This article shall be known as the "Public Health and Private Nuisance Ordinance" of Cook County, Illinois.
- (b) *Purpose.* This article shall be liberally construed and applied to protect and improve the public health and the quality of life for individuals residing in

the unincorporated area of Cook County.

- (c) *Jurisdiction.* The provisions of this article apply to the unincorporated area of Cook County and such other areas as may be designated by the Cook County Board of Commissioners in accordance with State Statutes but excluding all publicly owned property or rights-of-way under the jurisdiction of any governmental agency.
- (d) *Enforcing Authority.* The Cook County Department of Public Health (CCDPH) shall enforce this Ordinance with respect to all properties within the area of jurisdiction described above, including vacant lots, but excluding vacant buildings which shall be enforced by the Cook County Department of Building and Zoning as defined in the Cook County Vacant Building Ordinance, Sec. 102-2 et seq..
- ~~(d)~~(e) *Severability.* If any section, paragraph, sentence, clause or phrase of this article is declared unconstitutional or the application thereof is held invalid, it shall not affect the validity of the remainder of this article and the application of such provisions to other persons and circumstances.

Sec. 38-52. - Definitions.

Unless the context clearly requires otherwise, the words and phrases set forth herein shall have the meanings set forth in this article. Words and phrases not defined in this article shall have the meaning indicated by common dictionary definition.

Compost shall mean a humus-like product derived from the process of composting waste, which may be used as a soil conditioner.

Compost bin shall mean a structure constructed of durable nontoxic, noncarcinogenic material, such as rot-resistant wood, block, or sturdy woven wire fencing, for the purpose of containing a compost pile, or a commercially available container designed specifically for composting, distinct from a garbage or waste container.

Composting shall mean the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost. Only materials generated by the residents of the property where the compost pile or bin is located are permitted to be composted. Examples of permitted materials include: grass clippings, leaves, weeds that have not gone to seed, non-diseased plants, evergreen cones or needles, straw, sawdust, wood ashes, fruit or vegetable scraps, coffee grounds, eggshells, and commercially available ingredients specifically designed to speed or enhance decomposition. Examples of prohibited materials include: fats, oils, grease, or lard; dairy or meat products; human or pet feces; diseased plant waste; poisonous substances; chemically treated lumber, sawdust from chemically treated lumber, or other chemically treated materials; inorganic material; and other materials that may attract vectors. Proper composting techniques including, but not limited to, timely aeration, soil addition and the monitoring of moisture content shall be maintained. Equine waste may, however, be composted in accordance with all Illinois Department of Agriculture regulations. Such composting of equine waste is only allowed in areas where the

Cook County Zoning Ordinance permits keeping of horses. It is not the intent of this section to prohibit farmers or gardeners from incorporating bovine or equine waste into the soil for fertilizer.

Domestic sewage shall mean waste water emanating principally from, but not limited to: dwellings; business or office buildings; institutions; food service establishments and similar facilities; recreational, construction, office, and school trailers or similar facilities. Domestic sewage may contain, but is not limited to, human excrement, laundry waste water, kitchen and bathroom waste water, water used for cleaning, water from building floor drains, and water used for processing. The term does not include surface drainage water or footing water.

Garbage shall mean putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food. Domestic sewage containing human excrement or body waste is not defined as garbage.

~~*Health Department of Public Health or CCDPH*~~ shall mean the Cook County Department of Public Health.

Improperly treated domestic sewage is domestic sewage that comes to the ground surface directly from any component of a conventional subsurface septic tank and seepage tile system, and domestic sewage emanating from a malfunctioning or broken public outdoor building sewer serving a structure listed in the definition for "domestic sewage" hereinabove and occurring within the property line. It is also defined as any direct surface sewage discharge from a mobile conveyance holding tank, pumper truck tank, or an improperly designed, maintained, or installed sanitary dump station. In cases where surface discharges of treated effluent have been allowed, the domestic sewage shall be deemed improperly treated if the treated effluent is not in compliance with any applicable provision of Section 905.110(d) of the Illinois Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code. (2003).

Litter shall mean paper; cigarette butts; glass; plastic; grass clippings, or other lawn, yard, or garden waste such as leaves, twigs, tree branches, and tree roots that are less than a one-half inch in diameter, uprooted weeds, shrubbery cuttings, brush, and plant stalks; needles, syringes, and lancets; carcasses of dead animals, excrement from domestic pets, manure from other domesticated animals; and other nonputrescible waste.

Mold shall mean any microscopic fungi, including mushrooms and yeasts.

Person shall mean means any individual, corporation, limited liability corporation, organization, government, governmental subdivision or agency, business trust, estate, trust, partnership, association and any other legal entity.

Serial violation shall mean one in which the violator has received two or more notices for the same or substantially similar violations from ~~the health department~~ CCDPH within two years.

Vectors shall mean any arthropod, rat, mouse, bird, or other animal capable of carrying disease producing organisms to a human host. It does not include animals that transmit disease to humans only when used as food.

Sec. 38-53. - General provisions.

- (1) Representatives of ~~the Health Department~~CCDPH are hereby authorized and empowered to make all inspections of buildings, structures, property, and premises.
- (2) Representatives of ~~the Health Department~~CCDPH may enter all buildings, structures, property, and premises in order to enforce the provisions of this article during reasonable hours subject to reasonable notice, to the extent consistent with applicable law. Such representatives shall have the authority to make such decisions and determinations as are necessary with respect to the enforcement of this article, and impose such requirements and orders as are necessary to bring such buildings, structures, property, and premises into compliance with this article.
- (3) Representatives of CCDPH are authorized to obtain an administrative warrant, in the event that consent to an inspection is necessary but refused or withheld. Such representatives are also authorized to obtain assistance from the Cook County Sheriff's Office to serve and execute an administrative warrant, a search warrant, or other notices.
- (4) Failure to grant access to any building, structure, property, or premises to determine compliance with this article after presentation of an administrative warrant is a separate violation of this article punishable in accordance with the penalties section of this article [Section 38-55].
- ~~(4)~~(5) It shall be deemed a separate violation of this article for any person to knowingly furnish any false or misleading~~Submission of any information or complaint either in writing or orally to CCDPHthe Health Department that contains false or misleading information is a separate violation of this article,~~ and said violation shall be punishable in accordance with the penalties section of this article [Section 38-55].
- ~~(5)~~(6) When an investigation, whether based upon complaint or otherwise, ~~shall~~ discloses that a violations of this article exists, ~~CCDPHthe Health Department~~ shall give notice in writing to the owner, occupant, lessee, or person in possession, charge or control of such building, structure, property, or premises, to make such changes, alterations, repairs, or to perform such work, or to take such action to correct the violations~~within such time as shall be designated by the Health Department. TheIn no event will this time period for making any corrections shall be designated by CCDPH, and shall not exceed 30 days after the service of such notice, unless otherwise authorized in writing by CCDPH's Director of Environmental Health Services, or his/her designee.~~
- ~~(6)~~(7) In the event that satisfactory changes, alterations, repairs, work, or actions have not been ~~initiated~~made within the time ~~specified in said notice~~designated by CCDPH per Section 38-53 (§ 6) above, CCDPHthe Health Department mayshall issue a citation and schedule a hearing before the Administrative Hearings Department of Cook County, pursuant to the rules and procedures of that Department, or notify the State's Attorney's

~~Office of such violations of this article or any default of such notice, and recommend seek legal prosecution. The discretion to extend the period for making any corrections beyond the time designated by CCDPH per Section 38-53(5 6) above shall be reserved to the hearing officer or judge.~~

- (7)(8) In the event of a serial violation of any provision of this article, CCDPH may request criminal prosecution by the State's Attorney's Office pursuant to 720 ILCS 5/47-5 ~~after seven days' notice.~~
- (8) ~~Representatives of the Health Department are authorized to request assistance from the Cook County Sheriff's Police to serve an administrative warrant, a search warrant, or other notices.~~
- (9) If any condition not covered by this article is observed that may be injurious to the safety of the public, representatives of ~~CCDPH~~the Health Department may~~shall~~ request the assistance of the Cook County Department of Building and Zoning. Such matters include but are not limited to: municipal sewer systems; municipal water systems; electrical systems; plumbing; excavations; unsafe buildings; fire prevention and safety; ventilation, including air exchanges; lighting and heating; drainage; grading; standing water problems; structural integrity; occupancy; property maintenance; and similar matters where the Cook County Department of Building and Zoning has inspectional authority.
- (10) ~~Authorization is given to members of the general public who are directly affected by any violation of this article to enforce the provisions of this article based upon the citizen's sworn complaint filed with the Clerk of the Circuit Court and prosecuted as provided by law.~~
- (11) The ~~Health Department~~of Public Health has the authority to promulgate rules and regulations to carry out the intent and purpose of this article. Failure to comply with the rules and regulations promulgated by ~~the Health Department~~CCDPH is a separate violation of this article punishable according to the penalties section of this article.

Sec. 38-54. - Declared nuisances.

The following are declared to be public nuisances that are injurious to the public health, and therefore, it is unlawful for any person to commit any of the following acts:

- (1) To deposit or throw garbage or litter onto the ground surface, property, or in any water course, lake, pond, spring, well or common sewer.
- (2) To allow garbage or litter to accumulate on the ground surface, property, or in any water course, lake, pond, spring, well or common sewer on property that is under their control or ownership regardless of who threw or deposited the garbage or litter there.
- (3) To deposit or throw garbage or litter into a garbage container or a waste container owned by another person without the consent of the owner or

person in possession of said container.

- (4) To burn garbage in the open.
- (5) To use a garbage container or a waste container that is not fly tight.
- (6) To use a garbage container or waste container that is not constructed from nonabsorbent, durable, metal or hard plastic material and that is not provided with a tight fitting cover. The use of a plastic bag for the outside storage of garbage is prohibited, except when placed for regular scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours of the day of pickup.
- (7) To use a garbage container or a waste container for the outside storage of garbage by a commercial establishment that is not placed on a paved, well-drained surface.
- (8) To use a garbage container or waste container that has holes or other defects for the outside storage of garbage and litter.
- (9) To fail to have garbage and/or litter removed from the premises at least once a week by a State of Illinois licensed waste hauler. A person who controls a residence or a commercial, service, industrial, or business entity located in the unincorporated area shall keep records of such removal service for at least one year, and shall make these available for inspection by CCDPH~~the Health Department~~ upon request. Failure to provide a current record or bill from the waste hauler at the time of the inspection will be considered prima-facie evidence that such service does not exist.
- (10) To leave the lid off a garbage container except when placed for scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours of the day of pickup.
- (11) To use unsanitary, leaking, or defective garbage or waste containers. All containers shall be cleaned, repaired or replaced by the owner or person in control of the property.
- (12) To store, dump, or permit the accumulation of tires, buckets, cans, wheelbarrows, garbage cans, or other containers in a manner that may hold water and harbor vectors.
- (13) To dump, deposit, drop, throw, discard, or leave litter or garbage, or to cause or permit the dumping, depositing, dropping, throwing, discarding or leaving litter or garbage upon any public or private property except as may be allowed by local or State agencies.
- (14) To dispose of health care items such as needles, syringes, lancets, and other sharp objects without first placing these objects in a hard plastic container or a metal container that are provided with a screw on lid or other tightly secured lid.

- (15) To allow pets to defecate on property owned by another person ~~or entity~~ without permission unless such waste is picked up and promptly removed from said property.
- (16) To allow pet waste to accumulate on the ground surface of property under their control or ownership regardless of who owns the domestic pet.
- (17) To have more than three adult companion animals living at any one individual residential unit. The term companion animal shall include domestic dogs, domestic cats, and ferrets. For purposes of this article, an animal shall be considered an adult when it reaches four months of age.
- (18) To discharge improperly treated domestic sewage from a sewage disposal system serving the property under their ownership or control to the ground surface, farm tiles, streams, rivers, ponds, lakes, storm sewers, roadside ditches, other collectors of water, water well, cisterns, basements, underground mines, caves, sinkholes, tunnels, wells, or in a manner that does not comply with the requirements of Ill. Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003). The existence or appearance of any fluorescein dye on the ground surface or otherwise outside of a septic tank and seepage tile system that has been so dyed shall be deemed to be prima facie evidence that such system is discharging improperly treated sewage to the ground surface in violation of this article.
- (19) To fail to provide clean and sanitary public or employee restrooms.
- (20) To improperly maintain a public or residential swimming pool, or wading pool or any other man made basin or container of water that is offensive, injurious, or dangerous to the public health.
- (21) To permit the accumulation of outdoor litter to such an extent that it may harbor vectors that are offensive, injurious or dangerous to the public health.
- (22) To compost in a manner that is not permitted in this article.
- (23) To locate or place a compost pile or bin in either the front yard or the side yard of a lot.
- (24) To use residential type compost piles or bins that are more than five feet in height and/or have a combined ground base area of more than one hundred square feet. Bins shall be structurally sound and kept in a state of good repair.
- (25) To place compost piles or bins over a drainage-way of any kind.
- (26) To allow any garbage site, premises, building, structure, or property to become infested with vectors.
- (27) To permit a water well or cistern to be unplugged, unsealed, or uncovered at any time after its abandonment for more than 30 days unless prior

written approval is obtained from ~~CCDPH~~the health department.

- (28) To own, maintain, or keep ~~or use~~ a building or structure that is unfit for human habitation or occupancy. A building or structure is unfit for human habitation or occupancy if it does not contain any or all of the following:
- a. Properly functioning, maintained, and installed potable water system; or
 - b. Electricity or gas for cooking and/or heating; or
 - c. Properly functioning equipment for heating the building; or
 - d. Properly functioning appliances for cooking and refrigerating food; or
 - e. A properly functioning, maintained, and installed sewage disposal system.
- (29) To own or maintain rental property that contains excessive moisture or water that has or may result in indoor mold growth.
- (30) To allow a privy vault to exist that is not fly-tight.
- (31) To leave any septic tank, cesspool, pit privy, aerobic treatment plant, or seepage pit in the ground after discontinuing its use as a component of a sewage disposal system without first having the contents pumped by a State of Illinois and Cook County-licensed septage hauler. Once pumped, the tank, cesspool, pit privy, treatment plant, or seepage pit must either be removed from the ground or broken, cracked, or crumbled and filled with sand or compacted soil.
- (32) To dispose of domestic waste by any means that is not specifically authorized by either the Illinois Environmental Protection Agency or ~~CCDPH~~the health department.
- (33) To maintain any building, structure, property, or premises or any part thereof that is unsanitary, unhealthy, or ~~and~~ unfit for human habitation, occupancy, or use.
- (34) To fail to ~~cut~~ maintain grass; and weeds below 10 inches in height, or to fail to maintain brush in a manner that ~~may~~ prevents the harboring of vectors.
- (35) To discharge wastewater from aerobic treatment plants in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (36) To fail to provide temporary toilet facilities at a construction site.
- (37) To construct, install, repair, modify or maintain a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905,

Private Sewage Disposal Licensing Act and Code (2003).

- (38) To pump, haul, and/or dispose of waste from a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (39) To fail to provide the vertical and/or horizontal separation distance between water lines and sewer lines in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (40) To add prohibited materials to a private sewage disposal system.
- (41) To use septage disposal methods that do not comply with 77 Ill. Adm. Code 905, Private Disposal Licensing Act and Code (2003).
- (42) To install a private sewage disposal system that is not installed according to the approved plans.
- (43) To fail to obtain the requisite permit to collect septage or to transport septage through Cook County.

Sec. 38-55. – Penalties and Adjudication.

- (a) ~~Any person, firm, company or corporation that is found guilty of violating any provision of this article or fails to comply with any rule, regulation, or order issued by a representative of the Health Department shall be fined not less than \$500.00 or more than \$1,000.00 for each violation. A person or entity found guilty of an offense may be subject to between 15 to 30 days imprisonment, confinement or equivalent community service. A person or entity found guilty of committing a repeat violation of any provision of this article shall be fined not less than \$1,000.00 or more than \$5,000.00. A person or entity found guilty a repeat offense may be subject to between 30 days and 180 days imprisonment, confinement or equivalent community service.~~ that is determined to have violated any provision of this article, shall be issued a citation and subject to a fine of \$350 - \$1,000 for the first violation, a fine of \$500 - \$2,000 for the second violation, and a fine of \$1,000 - \$6,000 for each subsequent violation. For purposes of determining a repeat violation this article, the first a repeat violation of a provision of this article must have occurred is a violation of this article that occurs within two years of the second same or a substantially similar violation of the same provision this article.
- (b) In addition to any penalty provided by this article, ~~the health department~~ CCDPH may request that the Cook County State's Attorney initiate action to obtain injunctive relief in the Circuit Court of Cook County, Illinois, including the issuance of a temporary restraining order and preliminary injunction, in order to abate any such nuisance condition as enumerated in this article.

- (c) ~~All penalties assessed by the court under this article shall be payable to the health department for deposit with the Cook County Treasurer's Office. Only checks or money orders made payable to the health department will be accepted.~~ Administrative adjudication.
- (1) Proceedings for administrative adjudication of alleged violations of this ordinance shall be conducted pursuant to the procedures set out in Chapter 2, Article IX, of the Cook County Code of Ordinances, except in the event of a conflict between the procedures set out in Chapter 2, Article IX, and the procedures set out in this section, the procedures set out in this section shall prevail.
- (2) If an administrative law officer finds, by a preponderance of evidence, that the property is in noncompliance with this ordinance, then the administrative law officer shall assess fines and costs. After expiration of the period within which judicial review of the hearing officer's decision may be sought under the Illinois Administrative Review Law, the order assessing fines and costs decision, unless reversed or modified on judicial review, may be enforced in the same manner as a judgment entered by a court of competent jurisdiction. All expenses incurred to enforce the judgment, including, but not limited to, attorney's fees, court costs, and collection fees, shall be a debt due and owing the County and may be collected in accordance with applicable law.
- (3) If an administrative law officer finds, by a preponderance of the evidence, that the property is in noncompliance with this ordinance, then the administrative law officer may enter an order of abatement which requires the owner to take all reasonable measures necessary to abate the noncompliance. If an order of abatement is entered, it shall be entered at the time of the entry of the order assessing fines and costs for violations which occurred prior to the entry of the order of abatement. The order assessing fines and costs shall not be final, until a final order is entered as to the abatement of the violations. Any owner who fails to comply with an administrative law officer's abatement order shall be subject to a fine not less than \$500.00 and not more than \$1,000.00 for each offense. Each day that the violation occurs shall be considered a separate and distinct offense.
- ~~(e)(d)~~ All penalties assessed by the Department of Administrative Hearings shall be payable to the Department of Revenue, in accordance with Chapter 2, Article IX, Sec. 2-921 of the Cook County Code. All penalties assessed by the Circuit Court under this article shall be payable to the health department collected by the Cook County Clerk of Court for deposit with the Cook County Treasurer's Office. Only checks or money orders made payable to the health department will be accepted.
- (d) ~~The complaining party, in any case brought by a private citizen, shall be allowed to recover their court costs, filing fees, and their attorney's~~

~~fee from the defendant if the court finds in favor of the plaintiff.~~

- (e) ~~The responding party, in any case brought by a private citizen, shall be allowed to recover their court costs, filing fees, and attorney's fee from the private party in any case where the court finds in favor of the defendant.~~

Effective Date: This Ordinance Amendment shall be in effect 60 days following adoption.

Commissioner García, seconded by Vice Chairman Murphy, moved to approve Communication No. 321275 as Substituted as amended. The motion carried.

**13-O-40
ORDINANCE**

Sponsored by

THE HONORABLE TONI PRECKWINKLE, PRESIDENT

JESUS G. GARCIA AND PETER N. SILVESTRI, COUNTY COMMISSIONERS

AMENDING PUBLIC HEALTH AND PRIVATE NUISANCE ORDINANCE

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 38 Health and Human Services, Article III Public Health and Private Nuisances, Section 38-51 through 38-55 of the Cook County Code shall be amended as follows:

Sec. 38-51. Purpose and jurisdiction.

(a) *Title.* This article shall be known as the "Public Health and Private Nuisance Ordinance" of Cook County, Illinois.

(b) *Purpose.* This article shall be liberally construed and applied to protect and improve the public health and the quality of life for individuals residing in the unincorporated area of Cook County.

(c) *Jurisdiction.* The provisions of this article apply to the unincorporated area of Cook County and such other areas as may be designated by the Cook County Board of Commissioners in accordance with State Statutes but excluding all publicly owned property or rights-of-way under the jurisdiction of any governmental agency.

(d) *Enforcing Authority.* The Cook County Department of Public Health (CCDPH) shall enforce this Ordinance with respect to all properties within the area of jurisdiction described above, including vacant lots, but excluding vacant buildings which shall be enforced by the Cook County Department of Building and Zoning as defined in the Cook County Vacant Building Ordinance, Section 102-2 et seq.

(e) *Severability.* If any section, paragraph, sentence, clause or phrase of this article is declared unconstitutional or the application thereof is held invalid, it shall not affect the validity of the remainder of this article and the application of such provisions to other persons and circumstances.

Sec. 38-52. Definitions.

Unless the context clearly requires otherwise, the words and phrases set forth herein shall have the meanings set forth in this article. Words and phrases not defined in this article shall have the meaning indicated by common dictionary definition.

Compost shall mean a humus-like product derived from the process of composting waste, which may be used as a soil conditioner.

Compost bin shall mean a structure constructed of durable nontoxic, noncarcinogenic material, such as rot-resistant wood, block, or sturdy woven wire fencing, for the purpose of containing a compost pile, or a commercially available container designed specifically for composting, distinct from a garbage or waste container.

Composting shall mean the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost. Only materials generated by the residents of the property where the compost pile or bin is located are permitted to be composted. Examples of permitted materials include: grass clippings, leaves, weeds that have not gone to seed, non-diseased plants, evergreen cones or needles, straw, sawdust, wood ashes, fruit or vegetable scraps, coffee grounds, eggshells, and commercially available ingredients specifically designed to speed or enhance decomposition. Examples of prohibited materials include: fats, oils, grease, or lard; dairy or meat products; human or pet feces; diseased plant waste; poisonous substances; chemically treated lumber, sawdust from chemically treated lumber, or other chemically treated materials; inorganic material; and other materials that may attract vectors. Proper composting techniques including, but not limited to, timely aeration, soil addition and the monitoring of moisture content shall be maintained. Equine waste may, however, be composted in accordance with all Illinois Department of Agriculture regulations. Such composting of equine waste is only allowed in areas where the Cook County Zoning Ordinance permits keeping of horses. It is not the intent of this section to prohibit farmers or gardeners from incorporating bovine or equine waste into the soil for fertilizer.

Domestic sewage shall mean waste water emanating principally from, but not limited to: dwellings; business or office buildings; institutions; food service establishments and similar facilities; recreational, construction, office, and school trailers or similar facilities. Domestic sewage may contain, but is not limited to, human excrement, laundry waste water, kitchen and bathroom waste water, water used for cleaning, water from building floor drains, and water used for processing. The term does not include surface drainage water or footing water.

Garbage shall mean putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food. Domestic sewage containing human excrement or body waste is not defined as garbage.

Department of Public Health or CCDPH shall mean the Cook County Department of Public Health.

Improperly treated domestic sewage is domestic sewage that comes to the ground surface directly from any component of a conventional subsurface septic tank and seepage tile system, and domestic sewage emanating from a malfunctioning or broken public outdoor building sewer serving a structure listed in the definition for "domestic sewage" hereinabove and occurring within the property line. It is also defined as any direct surface sewage discharge from a mobile conveyance holding tank, pumper truck tank, or an improperly designed, maintained, or installed sanitary dump station. In cases where surface discharges of treated effluent have been allowed, the domestic sewage shall be deemed improperly treated if the treated effluent is not in compliance with any applicable provision of Section

905.110(d) of the Illinois Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code. (2003).

Litter shall mean paper; cigarette butts; glass; plastic; grass clippings, or other lawn, yard, or garden waste such as leaves, twigs, tree branches, and tree roots that are less than a one-half inch in diameter, uprooted weeds, shrubbery cuttings, brush, and plant stalks; needles, syringes, and lancets; carcasses of dead animals, excrement from domestic pets, manure from other domesticated animals; and other nonputrescible waste.

Mold shall mean any microscopic fungi, including mushrooms and yeasts.

Person shall mean means any individual, corporation, limited liability corporation, organization, government, governmental subdivision or agency, business trust, estate, trust, partnership, association and any other legal entity.

Serial violation shall mean one in which the violator has received two or more notices for the same or substantially similar violations from CCDPH within two years.

Vectors shall mean any arthropod, rat, mouse, bird, or other animal capable of carrying disease producing organisms to a human host. It does not include animals that transmit disease to humans only when used as food.

Sec. 38-53. General provisions.

- (1) Representatives of CCDPH are hereby authorized and empowered to make all inspections of buildings, structures, property, and premises.
- (2) Representatives of CCDPH may enter all buildings, structures, property, and premises in order to enforce the provisions of this article during reasonable hours subject to reasonable notice, to the extent consistent with applicable law. Such representatives shall have the authority to make such decisions and determinations as are necessary with respect to the enforcement of this article, and impose such requirements and orders as are necessary to bring such buildings, structures, property, and premises into compliance with this article.
- (3) Representatives of CCDPH are authorized to obtain an administrative warrant, in the event that consent to an inspection is necessary but refused or withheld. Such representatives are also authorized to obtain assistance from the Cook County Sheriff's Office to serve and execute an administrative warrant, a search warrant, or other notices.
- (4) Failure to grant access to any building, structure, property, or premises to determine compliance with this article after presentation of an administrative warrant is a separate violation of this article punishable in accordance with the penalties section of this article [Section 38-55].
- (5) It shall be deemed a separate violation of this article for any person to knowingly furnish any false or misleading information or complaint to CCDPH, and said violation shall be punishable in accordance with the penalties section of this article [Section 38-55].
- (6) When an investigation, whether based upon complaint or otherwise, discloses that a violation of this article exists, CCDPH shall give notice in writing to the owner,

occupant, lessee, or person in possession, charge or control of such building, structure, property, or premises, to make such changes, alterations, repairs, or to perform such work, or to take such action to correct the violation. The time period for making any corrections shall be designated by CCDPH, and shall not exceed 30 days after the service of such notice, unless otherwise authorized in writing by CCDPH's Director of Environmental Health Services, or his/her designee.

- (7) In the event that satisfactory changes, alterations, repairs, work, or actions have not been made within the time designated by CCDPH per Section 38-53 (6) above, CCDPH shall issue a citation and schedule a hearing before the Administrative Hearings Department of Cook County, pursuant to the rules and procedures of that Department, or notify the State's Attorney's Office and seek legal prosecution. The discretion to extend the period for making any corrections beyond the time designated by CCDPH per Section 38-53(6) above shall be reserved to the hearing officer or judge.
- (8) In the event of a serial violation of any provision of this article, CCDPH may request criminal prosecution by the State's Attorney's Office pursuant to 720 ILCS 5/47-5.
- (9) If any condition not covered by this article is observed that may be injurious to the safety of the public, representatives of CCDPH shall request the assistance of the Cook County Department of Building and Zoning. Such matters include but are not limited to: municipal sewer systems; municipal water systems; electrical systems; plumbing; excavations; unsafe buildings; fire prevention and safety; ventilation, including air exchanges; lighting and heating; drainage; grading; standing water problems; structural integrity; occupancy; property maintenance; and similar matters where the Cook County Department of Building and Zoning has inspectional authority.
- (10) The Department of Public Health has the authority to promulgate rules and regulations to carry out the intent and purpose of this article. Failure to comply with the rules and regulations promulgated by CCDPH is a separate violation of this article punishable according to the penalties section of this article.

Sec. 38-54. Declared nuisances.

The following are declared to be public nuisances that are injurious to the public health, and therefore, it is unlawful for any person to commit any of the following acts:

- (1) To deposit or throw garbage or litter onto the ground surface, property, or in any water course, lake, pond, spring, well or common sewer.
- (2) To allow garbage or litter to accumulate on the ground surface, property, or in any water course, lake, pond, spring, well or common sewer on property that is under their control or ownership regardless of who threw or deposited the garbage or litter there.
- (3) To deposit or throw garbage or litter into a garbage container or a waste container owned by another person without the consent of the owner or person in possession of said container.
- (4) To burn garbage in the open.

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- (5) To use a garbage container or a waste container that is not fly tight.
- (6) To use a garbage container or waste container that is not constructed from nonabsorbent, durable, metal or hard plastic material and that is not provided with a tight fitting cover. The use of a plastic bag for the outside storage of garbage is prohibited, except when placed for regular scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours of the day of pickup.
- (7) To use a garbage container or a waste container for the outside storage of garbage by a commercial establishment that is not placed on a paved, well-drained surface.
- (8) To use a garbage container or waste container that has holes or other defects for the outside storage of garbage and litter.
- (9) To fail to have garbage and/or litter removed from the premises at least once a week by a State of Illinois licensed waste hauler. A person who controls a residence or a commercial, service, industrial, or business entity located in the unincorporated area shall keep records of such removal service for at least one year, and shall make these available for inspection by CCDPH upon request. Failure to provide a current record or bill from the waste hauler at the time of the inspection will be considered prima-facie evidence that such service does not exist.
- (10) To leave the lid off a garbage container except when placed for scavenger pickup by a State of Illinois licensed waste hauler and only during the daylight hours on the day of pickup.
- (11) To use unsanitary, leaking, or defective garbage or waste containers. All containers shall be cleaned, repaired or replaced by the owner or person in control of the property.
- (12) To store, dump, or permit the accumulation of tires, buckets, cans, wheelbarrows, garbage cans, or other containers in a manner that may hold water and harbor vectors.
- (13) To dump, deposit, drop, throw, discard, or leave litter or garbage, or to cause or permit the dumping, depositing, dropping, throwing, discarding or leaving litter or garbage upon any public or private property except as may be allowed by local or State agencies.
- (14) To dispose of health care items such as needles, syringes, lancets, and other sharp objects without first placing these objects in a hard plastic container or a metal container that are provided with a screw on lid or other tightly secured lid.
- (15) To allow pets to defecate on property owned by another person without permission unless such waste is picked up and promptly removed from said property.

- (16) To allow pet waste to accumulate on the ground surface of property under their control or ownership regardless of who owns the domestic pet.
- (17) To have more than three adult companion animals living at any one individual residential unit. The term companion animal shall include domestic dogs, domestic cats, and ferrets. For purposes of this article, an animal shall be considered an adult when it reaches four months of age.
- (18) To discharge improperly treated domestic sewage from a sewage disposal system serving the property under their ownership or control to the ground surface, farm tiles, streams, rivers, ponds, lakes, storm sewers, roadside ditches, other collectors of water, water well, cisterns, basements, underground mines, caves, sinkholes, tunnels, wells, or in a manner that does not comply with the requirements of Ill. Code, 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003). The existence or appearance of any fluorescein dye on the ground surface or otherwise outside of a septic tank and seepage tile system that has been so dyed shall be deemed to be prima facie evidence that such system is discharging improperly treated sewage to the ground surface in violation of this article.
- (19) To fail to provide clean and sanitary public or employee restrooms.
- (20) To improperly maintain a public or residential swimming pool, or wading pool or any other man made basin or container of water that is offensive, injurious, or dangerous to the public health.
- (21) To permit the accumulation of outdoor litter to such an extent that it may harbor vectors that are offensive, injurious or dangerous to the public health.
- (22) To compost in a manner that is not permitted in this article.
- (23) To locate or place a compost pile or bin in either the front yard or the side yard of a lot.
- (24) To use residential type compost piles or bins that are more than five feet in height and/or have a combined ground base area of more than one hundred square feet. Bins shall be structurally sound and kept in a state of good repair.
- (25) To place compost piles or bins over a drainage-way of any kind.
- (26) To allow any garbage site, premises, building, structure, or property to become infested with vectors.
- (27) To permit a water well or cistern to be unplugged, unsealed, or uncovered at any time after its abandonment for more than 30 days unless prior written approval is obtained from CCDPH.
- (28) To own, maintain, or keep a building or structure that is unfit for human habitation or occupancy. A building or structure is unfit for human habitation or occupancy if it does not contain any or all of the following:

- a. Properly functioning, maintained, and installed potable water system, or
 - b. Electricity or gas for cooking and/or heating, or
 - c. Properly functioning equipment for heating the building, or
 - d. Properly functioning appliances for cooking and refrigerating food, or
 - e. A properly functioning, maintained, and installed sewage disposal system.
- (29) To own or maintain rental property that contains excessive moisture or water that has or may result in indoor mold growth.
- (30) To allow a privy vault to exist that is not fly-tight.
- (31) To leave any septic tank, cesspool, pit privy, aerobic treatment plant, or seepage pit in the ground after discontinuing its use as a component of a sewage disposal system without first having the contents pumped by a State of Illinois and Cook County-licensed septage hauler. Once pumped, the tank, cesspool, pit privy, treatment plant, or seepage pit must either be removed from the ground or broken, cracked, or crumbled and filled with sand or compacted soil.
- (32) To dispose of domestic waste by any means that is not specifically authorized by either the Illinois Environmental Protection Agency or CCDPH.
- (33) To maintain any building, structure, property, or premises or any part thereof that is unsanitary, unhealthy, or unfit for human habitation, occupancy, or use.
- (34) To fail to maintain grass, and weeds below 10 inches in height, or to fail to maintain brush in a manner that prevents the harboring of vectors.
- (35) To discharge wastewater from aerobic treatment plants in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (36) To fail to provide temporary toilet facilities at a construction site.
- (37) To construct, install, repair, modify or maintain a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (38) To pump, haul, and/or dispose of waste from a private sewage disposal system in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (39) To fail to provide the vertical and/or horizontal separation distance between water lines and sewer lines in a manner that does not comply with 77 Ill. Adm. Code 905, Private Sewage Disposal Licensing Act and Code (2003).
- (40) To add prohibited materials to a private sewage disposal system.

- (41) To use septage disposal methods that do not comply with 77 Ill. Adm. Code 905, Private Disposal Licensing Act and Code (2003).
- (42) To install a private sewage disposal system that is not installed according to the approved plans.
- (43) To fail to obtain the requisite permit to collect septage or to transport septage through Cook County.

Sec. 38-55. Penalties and Adjudication.

(a) Any person, that is determined to have violated any provision of this article, shall be issued a citation and subject to a fine of \$350.00 - \$1,000.00 for the first violation, a fine of \$500 .00- \$2,000.00 for the second violation and a fine of \$1,000.00 - \$6,000.00 for each subsequent violation. For purposes of this article, a repeat violation is a violation of this article that occurs within two years of the same or a substantially similar violation of this article.

(b) In addition to any penalty provided by this article, CCDPH may request that the Cook County State's Attorney initiate action to obtain injunctive relief in the Circuit Court of Cook County, Illinois, including the issuance of a temporary restraining order and preliminary injunction, in order to abate any such nuisance condition as enumerated in this article.

(c) Administrative adjudication.

- (1) Proceedings for administrative adjudication of alleged violations of this ordinance shall be conducted pursuant to the procedures set out in Chapter 2, Article IX, of the Cook County Code of Ordinances, except in the event of a conflict between the procedures set out in Chapter 2, Article IX, and the procedures set out in this section, the procedures set out in this section shall prevail.
- (2) If an administrative law officer finds, by a preponderance of evidence, that the property is in noncompliance with this ordinance, then the administrative law officer shall assess fines and costs. After expiration of the period within which judicial review of the hearing officer's decision may be sought under the Illinois Administrative Review Law, the order assessing fines and costs decision, unless reversed or modified on judicial review, may be enforced in the same manner as a judgment entered by a court of competent jurisdiction. All expenses incurred to enforce the judgment, including, but not limited to, attorney's fees, court costs, and collection fees, shall be a debt due and owing the County and may be collected in accordance with applicable law.
- (3) If an administrative law officer finds, by a preponderance of the evidence, that the property is in noncompliance with this ordinance, then the administrative law officer may enter an order of abatement which requires the owner to take all reasonable measures necessary to abate the noncompliance. If an order of abatement is entered, it shall be entered at the time of the entry of the order assessing fines and costs for violations which occurred prior to the entry of the order of abatement. The order assessing fines and costs shall not be final, until a final order is entered as to the abatement of the violations. Any owner who fails to comply with an administrative law officer's abatement order shall be subject to a fine not less than \$500.00 and not more than \$1,000.00 for each offense. Each day that the violation occurs shall be considered a separate and distinct offense.

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(d) All penalties assessed by the Department of Administrative Hearings shall be payable to the Department of Revenue, in accordance with Chapter 2 Administration, Article IX Administrative Hearings, Section 2-921 of the Cook County Code. All penalties assessed by the Circuit Court under this article shall be collected by the Cook County Clerk of Court for deposit with the Cook County Treasurer's Office.

Effective Date: This Ordinance Amendment shall be in effect 60 days following adoption.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Vice Chairman Murphy, seconded by Commissioner Fritchey, moved to adjourn the meeting. The motion passed and the meeting was adjourned.

SECTION 2

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Communication No. 324284	Recommended for Approval
Communication No. 324285	Recommended for Deferral
Communication No. 324315	Recommended for Approval as Substituted
Communication No. 319867	Recommended for Deferral to September 11, 2013
Communication No. 321275	Recommended for Approval as Substituted and Amended

Respectfully submitted,

COMMITTEE ON ZONING AND BUILDING

PETER N. SILVESTRI, Chairman

Attest: MATTHEW B. DeLEON, Secretary

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the Report of the Committee on Zoning and Building be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON FINANCE

July 31, 2013

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The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: President Preckwinkle, Chairman Daley, Vice Chairman Sims, Commissioners Butler, Collins, Fritchey, Gainer, Garcia, Gorman, Goslin, Moore, Murphy, Reyes, Schneider, Silvestri, Steele, Suffredin and Tobolski (17)

Absent: None (0)

Chairman Daley asked the Secretary to the Board to call upon the registered public speakers, in accordance with Cook County Code, Sec. 2-107(dd):

1. George Blakemore Concerned Citizen
2. Bob Vondrasek South Austin Coalition

Ladies and Gentlemen:

Your Committee has considered the following court orders submitted by attorneys for payment of fees earned by said attorneys for defending indigent defendants.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to said attorneys in the amounts recommended.

SECTION 1

APPELLATE CASES

324356 THOMAS J. ESLER, Attorney, presented by the Clerk of the Appellate Court, Steven M. Ravid, submitting an Order of Court to pay the sum of \$1,905.00 attorney fees regarding People of the State of Illinois v. Amber T. Trial Court No(s). 12-JA-00384. Appellate Court No(s). 01-13-0702.

324407 STEPHEN JAFFE, Attorney, presented by the Clerk of the Appellate Court, Steven M. Ravid, submitting an Order of Court to pay the sum of \$1,387.50 attorney fees regarding People of the State of Illinois v. Mauricio G. Trial Court No(s) 10-JA-1058, 10-JA-1059 and 10-JA-1060. Appellate Court No(s) 01-13-0496.

APPELLATE CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$88,371.79
APPELLATE CASES TO BE APPROVED:	\$3,292.50

CRIMINAL DIVISION

324328 ERIC J. BELL, Attorney, submitting an Order of Court for payment of \$257.90 attorney fees for court appointed legal representation of indigent respondent(s), Anthony Lepard. Case No(s). 10-CR-80005.

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CRIMINAL DIVISION CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$1,334,887.73
CRIMINAL DIVISION CASE TO BE APPROVED:	\$257.90

DOMESTIC RELATIONS DIVISION

324324 GERALD P. NORDGREN, Attorney, submitting an Order of Court for payment of \$320.00 attorney fees for court appointed legal representation of indigent respondent(s), Leonard Brown. Case No(s). 12-D-1799.

DOMESTIC RELATIONS CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$50,428.21
DOMESTIC RELATIONS CIVIL CONTEMPT CASE TO BE APPROVED:	\$320.00

CHILD PROTECTION DIVISION

324321 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$450.00 attorney fees for court appointed legal representation of indigent respondent(s), Jean Garner, Mother, re: Z. Garner, a minor. Case No(s). 11-JA-1029.

324322 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$631.25 attorney fees for court appointed legal representation of indigent respondent(s), Erica Seymore, Mother, re: F. Taylor, a minor. Case No(s). 10-JA-306.

324323 BRIAN M. DANLOE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$787.50 attorney fees for court appointed legal representation of indigent respondent(s), the Vaval children, minors. Case No(s). 09-JA-1012, 09-JA-1013 and 09-JA-1014.

324325 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$281.25 attorney fees for court appointed legal representation of indigent respondent(s), Darwin Hackman, Father, re: D. Hackman, a minor. Case No(s). 99-JA-01880.

324326 STEPHEN JAFFE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$3,300.00 attorney fees for court appointed legal representation of indigent respondent(s), D. Delgado, a minor. Case No(s). 13-JA-038.

324327 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$750.00 attorney fees for court appointed legal representation of indigent respondent(s), Valeria Reyes, Mother, re: I. Lopez and A. Reyes, minors. Case No(s). 12-JA-752 and 12-JA-753.

324329 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$2,368.75 attorney fees for court appointed legal representation of indigent respondent(s), Larry Basemore, Father, re: the Barker and Basemore children, minors. Case No(s). 06-JA-716, 06-JA-717, 06-JA-718, 07-JA-306 and 08-JA-765.

324330 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$650.00 attorney fees for court appointed legal representation of indigent respondent(s), C. Dantzler and M. Tankson, minors. Case No(s). 94-JA-6965 and 94-JA-6966.

- 324331 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$437.50 attorney fees for court appointed legal representation of indigent respondent(s), Rosie Brooks, Mother, re: the Baker and Brooks children, minors. Case No(s). 12-JA-243, 12-JA-244 and 12-JA-918.
- 324332 RODNEY W. STEWART, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$814.00 attorney fees for court appointed legal representation of indigent respondent(s), J. Agnew, a minor. Case No(s). 10-JA-325.
- 324333 MICHAEL D. STEVENS, LTD., presented by Michael D. Stevens, Attorney, submitting an Order of Court for payment of \$562.50 attorney fees for court appointed legal representation of indigent respondent(s), William Oiler, Father, re: J. Oiler, a minor. Case No(s). 08-JA-46.
- 324334 PAUL S. KAYMAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$625.00 attorney fees for court appointed legal representation of indigent respondent(s), R. James and D. Montgomery, minors. Case No(s). 05-JA-00527 and 07-JA-00024.
- 324335 PAUL D. KATZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,118.75 attorney fees for court appointed legal representation of indigent respondent(s), the Wynn children, minors. Case No(s). 08-JA-00624, 08-JA-00625 and 08-JA-00626.
- 324336 PAUL D. KATZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,468.75 attorney fees for court appointed legal representation of indigent respondent(s), L. Lasley and T. Williams, minors. Case No(s). 98-JA-03851 and 98-JA-03852.
- 324337 PAUL D. KATZ, Attorney, submitting an Order of Court for payment of \$662.50 attorney fees for court appointed legal representation of indigent respondent(s), Jose Infante, Father, re: the Infante children, minors. Case No(s). 10-JA-00842 and 10-JA-00843.
- 324338 GREGORY M. BALDWIN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$600.00 attorney fees for court appointed legal representation of indigent respondent(s), the Johnson children, minors. Case No(s). 10-JA-00572 and 10-JA-00573.
- 324339 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$390.00 attorney fees for court appointed legal representation of indigent respondent(s), David Roosevelt, Jr., Father, re: D. Roosevelt, a minor. Case No(s). 12-JA-1164.
- 324340 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$690.00 attorney fees for court appointed legal representation of indigent respondent(s), Rose Johnson, Mother, re: S. Starling, a minor. Case No(s). 12-JA-0719.
- 324341 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$200.00 attorney fees for court appointed legal representation of indigent respondent(s), Tiara Warren, Mother, re: the Johnson children, minors. Case No(s). 10-JA-0572 and 10-JA-0573.

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- 324342 THOMAS J. ESLER, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$865.00 attorney fees for court appointed legal representation of indigent respondent(s), J. Duncan and J. Price, minors. Case No(s). 04-JA-0567 and 06-JA-00613.
- 324343 THOMAS J. ESLER, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$770.00 attorney fees for court appointed legal representation of indigent respondent(s), D. Belciak, a minor. Case No(s). 12-JA-0388.
- 324344 THOMAS J. ESLER, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$535.00 attorney fees for court appointed legal representation of indigent respondent(s), D. Bridges, a minor. Case No(s). 93-JA-1959.
- 324345 SHERRI WILLIAMS, Attorney, submitting an Order of Court for payment of \$681.25 attorney fees for court appointed legal representation of indigent respondent(s), Lawrence Scott, Father, re: A. Scott, a minor. Case No(s). 06-JA-00570.
- 324346 PAUL S. KAROLL, Attorney, submitting an Order of Court for payment of \$125.00 attorney fees for court appointed legal representation of indigent respondent(s), Alvin Washington, Father, re: C. Rogers, a minor. Case No(s). 01-JA-2015.
- 324347 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$662.50 attorney fees for court appointed legal representation of indigent respondent(s), Sean Hogan-Bass, Father, re: the Hogan-Bass children, minors. Case No(s). 12-JA-696, 12-JA-697 and 12-JA-698.
- 324349 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$512.50 attorney fees for court appointed legal representation of indigent respondent(s), Andre Lewis, Father, re: D. Sparkman, a minor. Case No(s). 12-JA-875.
- 324350 EZRA HEMPHILL, Attorney, submitting an Order of Court for payment of \$1,075.00 attorney fees for court appointed legal representation of indigent respondent(s), Emily McNair, Mother, re: E. McNair, a minor. Case No(s). 12-JA-00523.
- 324351 DEAN C. MORASK, Attorney, submitting an Order of Court for payment of \$287.50 attorney fees for court appointed legal representation of indigent respondent(s), Sharmaine Smith, Mother, re: the Jimerson children, minors. Case No(s). 08-JA-1112 and 08-JA-1114.
- 324352 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$437.50 attorney fees for court appointed legal representation of indigent respondent(s), Yunus Muhammed, Father, re: A. Muhammed, a minor. Case No(s). 08-JA-919.
- 324353 ADAM J. JAFFE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$245.00 attorney fees for court appointed legal representation of indigent respondent(s), E. Moon, a minor. Case No(s). 08-JA-493.
- 324355 ADAM J. JAFFE, Attorney, submitting an Order of Court for payment of \$437.50 attorney fees for court appointed legal representation of indigent respondent(s), Michael Edelen, Father, re: the Edelen children, minors. Case No(s). 11-JA-386, 11-JA-387, 11-JA-388, 11-JA-389, 11-JA-390 and 11-JA-391.

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- 324357 DEAN N. BASTOUNES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$331.25 attorney fees for court appointed legal representation of indigent respondent(s), R. Blackman, a minor. Case No(s). 08-JA-00654.
- 324358 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$218.75 attorney fees for court appointed legal representation of indigent respondent(s), LaShunda Dickson, Mother, re: the Dickson children, minors. Case No(s). 12-JA-00197 and 12-JA-00198.
- 324360 ROBERT L. FRIEDMAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$137.50 attorney fees for court appointed legal representation of indigent respondent(s), D. McNulty, a minor. Case No(s). 08-JA-642.
- 324361 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$368.75 attorney fees for court appointed legal representation of indigent respondent(s), Robert Deja, Father, re: A. Deja, a minor. Case No(s). 11-JA-00807.
- 324362 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$473.75 attorney fees for court appointed legal representation of indigent respondent(s), Katherine Manning, Mother, re: M. Manning and M. Walker, minors. Case No(s). 10-JA-608 and 10-JA-609.
- 324363 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$325.00 attorney fees for court appointed legal representation of indigent respondent(s), Erick Moon, Sr., Father, re: E. Moon, a minor. Case No(s). 08-JA-00493.
- 324364 ROBERT L. FRIEDMAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$636.23 attorney fees for court appointed legal representation of indigent respondent(s), J. Lee, a minor. Case No(s). 09-JA-00149.
- 324365 DEAN N. BASTOUNES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$256.25 attorney fees for court appointed legal representation of indigent respondent(s), Henry Turner, Father and a Disabled Person, re: J. Turner, a minor. Case No(s). 01-JA-02177.
- 324366 EZRA HEMPHILL, Attorney, submitting an Order of Court for payment of \$825.00 attorney fees for court appointed legal representation of indigent respondent(s), Nathan Cielocha, Mother, re: D. Cielocha, a minor. Case No(s). 12-JA-1006.
- 324367 ROBERT A. HORWITZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$537.50 attorney fees for court appointed legal representation of indigent respondent(s), C. Blake, a minor. Case No(s). 13-JA-314.
- 324369 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$912.50 attorney fees for court appointed legal representation of indigent respondent(s), Frenchetta Jones, Mother, re: C. Lawrence and T. Taylor minors. Case No(s). 09-JA-1048 and 13-JA-552.
- 324370 ROBERT A. HORWITZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$468.75 attorney fees for court appointed legal representation of indigent respondent(s), T. Fryer, a minor. Case No(s). 05-JA-1223.

- 324371 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$412.50 attorney fees for court appointed legal representation of indigent respondent(s), Antonio Flowers, Father, re: A. Flowers, a minor. Case No(s). 11-JA-899.
- 324372 DEAN N. BASTOUNES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$400.00 attorney fees for court appointed legal representation of indigent respondent(s), D. Harris, a minor. Case No(s). 11-JA-00096.
- 324373 DEAN N. BASTOUNES, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$437.50 attorney fees for court appointed legal representation of indigent respondent(s), the Jaudon children, minors. Case No(s). 10-JA-00024 and 11-JA-00439.
- 324375 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$343.75 attorney fees for court appointed legal representation of indigent respondent(s), Perry Lee, Father, re: M. McGee, a minor. Case No(s). 10-JA-576.
- 324376 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$906.25 attorney fees for court appointed legal representation of indigent respondent(s), Tycika Fairley, Mother, re: J. Love, a minor. Case No(s). 12-JA-770.
- 324384 MICHAEL D. STEVENS, LTD., presented by Michael D. Stevens, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$997.50 attorney fees for court appointed legal representation of indigent respondent(s), the Bloxton children, minors. Case No(s). 09-JA-465 and 09-JA-466.
- 324385 ADAM J. JAFFE, Attorney, submitting an Order of Court for payment of \$425.00 attorney fees for court appointed legal representation of indigent respondent(s), Lawrence Sloan, Father, re: L. Sloan, a minor. Case No(s). 09-JA-1119.
- 324392 STEVEN SILETS, Attorney, submitting an Order of Court for payment of \$543.75 attorney fees for court appointed legal representation of indigent respondent(s), Samantha Watkins, Mother, re: the Hopkins, Simmons and Watkins children, minors. Case No(s). 09-JA-529, 09-JA-530 and 09-JA-532.
- 324393 STEVEN SILETS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$425.00 attorney fees for court appointed legal representation of indigent respondent(s), B. Brown, a minor. Case No(s). 06-JA-436.
- 324394 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$325.00 attorney fees for court appointed legal representation of indigent respondent(s), Maurice Collins, Father, re: E. Collins, a minor. Case No(s). 11-JA-00297.
- 324395 STEPHEN JAFFE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,612.50 attorney fees for court appointed legal representation of indigent respondent(s), the Clark, Hawkins, Hawkins-McGhee and Jackson children, minors. Case No(s). 05-JA-343, 05-JA-801, 08-JA-001 and 09-JA-776.
- 324396 STEPHEN JAFFE, Attorney, submitting an Order of Court for payment of \$187.50 attorney fees for court appointed legal representation of indigent respondent(s), Janice Griffis, Mother, re: L. Washington, a minor. Case No(s). 97-JA-1261.

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- 324397 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$793.75 attorney fees for court appointed legal representation of indigent respondent(s), Wynnetta Welch, Mother, re: the Green and Welch children, minors. Case No(s). 07-JA-752, 13-JA-532 and 13-JA-533.
- 324398 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$1,012.50 attorney fees for court appointed legal representation of indigent respondent(s), Jennifer Cook and David Kiely, Parents, re: the Kiely and Torres children, minors. Case No(s). 09-JA-861, 09-JA-862 and 10-JA-522.
- 324399 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$375.00 attorney fees for court appointed legal representation of indigent respondent(s), Sandra Jackson, Mother, re: G. Jackson, a minor. Case No(s). 12-JA-840.
- 324400 BRIAN M. DANLOE, Attorney and Guardian as Litem, submitting an Order of Court for payment of \$706.25 attorney fees for court appointed legal representation of indigent respondent(s), the Hopkins, Simmons and Watkins children, minors. Case No(s). 09-JA-529, 09-JA-530 and 09-JA-532.
- 324401 BRIAN M. DANLOE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$787.50 attorney fees for court appointed legal representation of indigent respondent(s), the Montgomery and Robinson children, minors. Case No(s). 12-JA-266, 12-JA-267, 12-JA-268, 12-JA-269, 12-JA-270 and 12-JA-417.
- 324402 PAUL S. KAYMAN, Attorney, submitting an Order of Court for payment of \$675.00 attorney fees for court appointed legal representation of indigent respondent(s), Zakiya Wright, Mother, re: Y. Edwards, a minor. Case No(s). 08-JA-00981.
- 324403 BRIAN M. DANLOE, Attorney, submitting an Order of Court for payment of \$480.50 attorney fees for court appointed legal representation of indigent respondent(s), Thomas Hendrix, Father, re: the Hendrix children, minors. Case No(s). 10-JA-495 and 10-JA-498.
- 324404 ROBERT A. HORWITZ, Attorney, submitting an Order of Court for payment of \$225.00 attorney fees for court appointed legal representation of indigent respondent(s), Jamie Baugh, Mother, re: J. Watkins, a minor. Case No(s). 12-JA-337.
- 324405 RAYMOND A. MORRISSEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$587.50 attorney fees for court appointed legal representation of indigent respondent(s), R. Lang and S. Williams, minors. Case No(s). 09-JA-719 and 09-JA-720.
- 324406 PATRICK K. SCHLEE, Attorney, submitting an Order of Court for payment of \$75.00 attorney fees for court appointed legal representation of indigent respondent(s), Tyrell Gates, Father, re: D. Gates, a minor. Case No(s). 09-JA-376.
- 324408 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$1,200.00 attorney fees for court appointed legal representation of indigent respondent(s), Harvey Pitts, Father, re: M. Pitts, a minor. Case No(s). 12-JA-01241.
- 324409 STUART JOSHUA HOLT, Attorney, submitting an Order of Court for payment of \$575.00

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attorney fees for court appointed legal representation of indigent respondent(s), Mario Safford, Father, re: M. Safford, a minor. Case No(s). 07-JA-00982.

- 324410 RAYMOND A. MORRISSEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$837.50 attorney fees for court appointed legal representation of indigent respondent(s), S. Garrett, a minor. Case No(s). 06-JA-357.
- 324417 BRIAN M. DANLOE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$743.75 attorney fees for court appointed legal representation of indigent respondent(s), the Jackson child, a minor. Case No(s). 12-JA-262.
- 324418 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$450.00 attorney fees for court appointed legal representation of indigent respondent(s), Floyd Brown, Father, re: A. Brown, a minor. Case No(s). 12-JA-0124.
- 324419 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$375.00 attorney fees for court appointed legal representation of indigent respondent(s), Hugo Dominguez, Father, re: the Dominguez children, minors. Case No(s). 11-JA-109 and 11-JA-111.
- 324421 TIMOTHY F. MORAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$225.00 attorney fees for court appointed legal representation of indigent respondent(s), R. Harris, a minor. Case No(s). 09-JA-590.
- 324422 TIMOTHY F. MORAN, Attorney, submitting an Order of Court for payment of \$562.50 attorney fees for court appointed legal representation of indigent respondent(s), Michael Pierce, Father, re: J. Traharne, a minor. Case No(s). 12-JA-482.
- 324423 TIMOTHY F. MORAN, Attorney, submitting an Order of Court for payment of \$1,362.50 attorney fees for court appointed legal representation of indigent respondent(s), Diane Dougan, Adoptive Mother, re: J. Thrane, a minor. Case No(s). 12-JA-1308.
- 324424 TIMOTHY F. MORAN, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$425.00 attorney fees for court appointed legal representation of indigent respondent(s), S. Green, a minor. Case No(s). 07-JA-00048.
- 324425 TIMOTHY F. MORAN, Attorney, submitting an Order of Court for payment of \$412.50 attorney fees for court appointed legal representation of indigent respondent(s), Mario Navia, Sr., Father, re: the Navia children, minors. Case No(s). 09-JA-614 and 09-JA-615.
- 324426 MARILYN L. BURNS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$912.50 attorney fees for court appointed legal representation of indigent respondent(s), L. Cotto and L. Hernandez, minors. Case No(s). 12-JA-1272 and 12-JA-1288.
- 324427 TIMOTHY F. MORAN, Attorney, submitting an Order of Court for payment of \$112.50 attorney fees for court appointed legal representation of indigent respondent(s), Eugenio Ortiz, Father, re: L. Ortiz, a minor. Case No(s). 10-JA-1043.
- 324428 MARILYN L. BURNS, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$887.50 attorney fees for court appointed legal representation of indigent

respondent(s), S. Brooks, a minor. Case No(s). 13-JA-00243.

- 324429 MARILYN L. BURNS, Attorney, submitting an Order of Court for payment of \$1,975.00 attorney fees for court appointed legal representation of indigent respondent(s), Cassandra Barker, Mother, re: the Barker and Basmore children, minors. Case No(s). 06-JA-00716, 06-JA-00717, 06-JA-00718, 07-JA-00306 and 08-JA-00765.
- 324430 LAW OFFICE OF ELLEN SIDNEY WEISZ, LTD., presented by Ellen Sidney Weisz, Attorney, submitting an Order of Court for payment of \$125.00 attorney fees for court appointed legal representation of indigent respondent(s), Rosetta Neighbor, Mother, re: the Garcia children, minors. Case No(s). 04-JA-1031 and 04-JA-1032.
- 324431 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$1,087.50 attorney fees for court appointed legal representation of indigent respondent(s), Jason Burton, Father, re: J. Burton, a minor. Case No(s). 12-JA-328.
- 324432 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$475.00 attorney fees for court appointed legal representation of indigent respondent(s), Michael Hayes, Father, re: R. Hayes, a minor. Case No(s). 99-JA-2415.
- 324433 RODNEY W. STEWART, Attorney, submitting an Order of Court for payment of \$325.00 attorney fees for court appointed legal representation of indigent respondent(s), Cathelene Melendez, Mother, re: S. Melendez, a minor. Case No(s). 10-JA-379.
- 324434 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$337.50 attorney fees for court appointed legal representation of indigent respondent(s), Clinton Franklin, Father, re: J. Harley, a minor. Case No(s). 10-JA-712.
- 324435 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney, submitting an Order of Court for payment of \$449.44 attorney fees for court appointed legal representation of indigent respondent(s), Raymond Miller, Father, re: R. Miller, a minor. Case No(s). 10-JA-1080.
- 324436 LAW OFFICE OF KENT DEAN, LTD., presented by Kent Dean, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$868.75 attorney fees for court appointed legal representation of indigent respondent(s), the Pierce and Suarez children, minors. Case No(s). 10-JA-218, 10-JA-219, 10-JA-220 and 13-JA-485.
- 324443 DARLENE L. REDMOND, Attorney, submitting an Order of Court for payment of \$525.25 attorney fees for court appointed legal representation of indigent respondent(s), Alonzo Woods, Father, re: A. Woods, a minor. Case No(s). 11-JA-588.
- 324444 DARLENE L. REDMOND, Attorney, submitting an Order of Court for payment of \$187.50 attorney fees for court appointed legal representation of indigent respondent(s), Jacoby Adams, Father, re: J. Dumas, a minor. Case No(s). 09-JA-1023.
- 324445 PATRICK K. SCHLEE, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,012.50 attorney fees for court appointed legal representation of indigent respondent(s), the Brock and Hill children, minors. Case No(s). 12-JA-189, 12-JA-190, 12-JA-222 and 13-JA-00330.

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- 324446 ILDIKO J. BODONI, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,187.15 attorney fees for court appointed legal representation of indigent respondent(s), the Sparkman and Starks children, minors. Case No(s). 08-JA-600, 10-JA-370 and 12-JA-875.
- 324447 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$425.00 attorney fees for court appointed legal representation of indigent respondent(s), Maria Mendiola, Mother, re: Y. Craft-Ordonez, a minor. Case No(s). 07-JA-726.
- 324448 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$888.75 attorney fees for court appointed legal representation of indigent respondent(s), Jeffrey Peterson, Father, re: L. Peterson, a minor. Case No(s). 09-JA-670.
- 324450 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$356.25 attorney fees for court appointed legal representation of indigent respondent(s), Alejandro Perez, Father, re: L. Perez, a minor. Case No(s). 09-JA-137.
- 324451 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$1,822.50 attorney fees for court appointed legal representation of indigent respondent(s), Faustina Esperanza Munoz, Mother, re: the Rivera children, minors. Case No(s). 12-JA-725 and 12-JA-726.
- 324452 ILDIKO J. BODONI, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,803.50 attorney fees for court appointed legal representation of indigent respondent(s), the Miles children, minors. Case No(s). 13-JA-56 and 13-JA-57.
- 324453 STEVEN O. ROSS, Attorney, submitting an Order of Court for payment of \$605.00 attorney fees for court appointed legal representation of indigent respondent(s), Dawntiar Walker, Mother, re: D. Walker, a minor. Case No(s). 09-JA-138.

CRIMINAL DIVISION CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$1,543,964.30
CRIMINAL DIVISION CASES TO BE APPROVED:	\$66,184.82

JUVENILE JUSTICE DIVISION

- 324348 FRANCINE N. GREEN-KELNER, Attorney, submitting an Order of Court for payment of \$665.50 attorney fees for court appointed legal representation of indigent respondent(s), Lester and Donna Harvey, Parents, re: M. Scott, a minor. Case No(s). 11-JD-328.
- 324380 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$356.25 attorney fees for court appointed legal representation of indigent respondent(s), Evron Mitchell, Father, re: C. Burwell, a minor. Case No(s). 13-JD-0095.
- 324381 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$731.25 attorney fees for court appointed legal representation of indigent respondent(s), April Flemon, Mother, re: J. Flemon, a minor. Case No(s). 12-JD-3427.
- 324382 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$731.25 attorney fees for court appointed legal representation of indigent respondent(s), April

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Flemon, Mother, re: M. Flemon, a minor. Case No(s). 12-JD-3428.

324383 MARV RAIDBARD, Attorney, submitting an Order of Court for payment of \$800.00 attorney fees for court appointed legal representation of indigent respondent(s), M. Brandon, a minor. Case No(s). 12-JD-4773.

324420 STEVEN O. ROSS, Attorney, submitting an Order of Court for payment of \$622.50 attorney fees for court appointed legal representation of indigent respondent(s), Aquinas Strong, Mother, re: R. Clayton, a minor. Case No(s). 11-JD-5038 and 13-JD-2019.

JUVENILE JUSTICE CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$143,727.86
JUVENILE JUSTICE CASES TO BE APPROVED:	\$3,906.75

SPECIAL COURT CASES

324377 FMS LAW GROUP, LLC, Chicago, Illinois, submitted by Paul S. Franciszkowicz, Attorney and Guardian ad Litem, presented by the Circuit Court of Cook County, Office of the Chief Judge, submitting an Order of Court for payment of \$2,425.00 attorney fees and expenses regarding Estate of Eddie Randle, a Disabled Person, Case No. 13-P-1966. Please forward the check to Julia C. Dimoff, Assistant State's Attorney, Civil Actions Bureau, for transmittal (300-829 Account).

324386 CLIFFORD L. MEACHAM, Compliance Administrator for the Assessor of Cook County, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$10,544.50 fees and expenses regarding Shakman, et al. v. Cook County, et al., USDC No. 69-C-2145. On September 19, 2012, the United States District Court entered a Supplemental Relief Order (SRO) for the Assessor of Cook County in this matter requiring the appointment of a Compliance Administrator for the Assessor. As part of the SRO, Cook County is required to pay the reasonable fees and expenses incurred by the Compliance Administrator for the Assessor's Office. On July 8, 2013, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 18th Unopposed Petition in the amount of \$10,544.50 made payable to Clifford L. Meacham, Compliance Administrator for the Cook County Assessor. To date, Mr. Meacham has been paid \$356,359.80. Mr. Meacham has accumulated total fees and expenses of \$423,554.27 as of today's date. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

COMMISSIONERS COLLINS, MURPHY AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

324387 MARY T. ROBINSON, Compliance Administrator, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$48,756.66 fees and expenses regarding Shakman, et al. v. Cook County, USDC No. 69-C-2145. The Board of Commissioners approved a Supplemental Relief Order (SRO) on November 29, 2006. On November 30, 2006, the United States District Court entered a SRO in this matter requiring the appointment of a Compliance Administrator. As part of the SRO, Cook County is required to pay the reasonable fees and expenses incurred by the Compliance Administrator. On July 11, 2013, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 96th Unopposed Petition in the amount of \$48,756.66 made payable to Mary T. Robinson, Compliance Administrator. To date, the Compliance Administrator has

been paid \$6,312,712.46. The Compliance Administrator has accumulated total fees and expenses of \$6,361,469.12 as of today's date. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

COMMISSIONERS COLLINS, MURPHY AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

- 324388 CARDELLE SPANGLER, Compliance Administrator for the Recorder of Deeds, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$6,756.78 fees and expenses regarding Shakman, et al. v. Cook County Recorder of Deeds, USDC No. 69-C-2145. On July 30, 2010, the United States District Court entered a Supplemental Relief Order (SRO) for the Recorder of Deeds in this matter requiring the appointment of a Compliance Administrator. As part of the SRO, Cook County is required to pay the reasonable fees and expenses incurred by the Compliance Administrator for the Recorder of Deeds. Settlement of this matter was approved by the Finance Committee's Subcommittee on Litigation at its meeting of July 21, 2010. On July 8, 2013, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 70th Unopposed Petition in the amount of \$6,756.78 made payable to Cardelle Spangler, Compliance Administrator for the Cook County Recorder of Deeds. To date, Ms. Spangler has been paid \$887,693.10. Ms. Spangler has accumulated total fees and expenses of \$912,106.80 as of today's date. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

COMMISSIONERS COLLINS, MURPHY AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

- 324389 MARK J. VOGEL, Complaint Administrator, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$39,127.89 fees and expenses regarding Shakman, et al. v. Cook County, USDC No. 69-C-2145. On February 12, 2009, the United States District Court entered an Order appointing Mark J. Vogel the Post Supplemental Relief Order Complaint Administrator for Cook County. As part of this Order, Cook County is required to pay the reasonable fees and expenses incurred by the Complaint Administrator for Cook County. On July 9, 2013, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 105th Unopposed Petition in the amount of \$39,127.89 made payable to Mark J. Vogel, Complaint Administrator. To date, Mark J. Vogel has been paid \$3,128,514.98. Mr. Vogel has accumulated total fees and expenses of \$3,231,756.16 as of today's date. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

COMMISSIONERS COLLINS, MURPHY AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

- 324390 MARK J. VOGEL, Complaint Administrator, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$36,201.73 fees and expenses regarding Shakman, et al. v. Cook County, USDC No. 69-C-2145. On February 12, 2009, the United States District Court entered an Order appointing Mark J. Vogel the Post Supplemental Relief Order Complaint Administrator for Cook County. As part of this Order, Cook County is required to pay the reasonable fees and expenses incurred by the Complaint Administrator for Cook County. On July 9, 2013, Magistrate Judge Sidney I. Schenkier entered an order approving fees and expenses for the 106th Unopposed Petition in the amount of \$36,201.73 made payable to Mark J. Vogel, Complaint Administrator. To

date, Mark J. Vogel has been paid \$3,128,514.98. Mr. Vogel has accumulated total fees and expenses of \$3,267,957.89 as of today's date. Please forward the check to Lilianna M. Kalin, Assistant State's Attorney, for transmittal.

COMMISSIONERS COLLINS, MURPHY AND VICE CHAIRMAN SIMS VOTED NO ON THE ABOVE ITEM.

324416 QUERREY & HARROW, LTD., Daniel F. Gallagher, Terrence F. Guolee and Larry S. Kowalczyk, Special State's Attorneys, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$5,769.80 attorney fees and expenses regarding Hernandez v. Cook County Sheriff's Department, et al., Case No. 07-C-855 (Petition for Appointment of Special State's Attorney, Case No. 07-CH-05603), for the period of April 20 through June 5, 2013. To date \$515,571.67 has been paid. This invoice was approved by the Litigation Subcommittee at its meeting on June 18, 2013. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

SPECIAL COURT CASES APPROVED FISCAL YEAR 2013 TO PRESENT:	\$4,621,858.35
SPECIAL COURT CASES TO BE APPROVED:	\$149,582.36

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER STEELE, MOVED APPROVAL OF THE COURT ORDERS. THE MOTION CARRIED.

WORKERS' COMPENSATION CLAIMS

Your Committee has considered the following communications from State's Attorney, Anita Alvarez with reference to the workers' compensation claims hereinafter mentioned.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, are authorized and directed to issue checks to the Workers' Compensation Commission to be paid from the Workmen's Compensation Fund.

324438 JAMES A. MARKS, in the course of his employment as a Janitor for the Department of Facilities Management sustained accidental injuries on December 20, 2011. The Petitioner was trying to stabilize a cart full of iron gates, and as a result he injured his leg (right calf muscle tear and mid calf hematoma). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 12-WC-00048 in the amount of \$10,115.54 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Robert B. Williams, The Law Office of Robert B. Williams.

324439 BRIAN P. MANTHEY, in the course of his employment as a Police Officer for the Sheriff's Police Department sustained accidental injuries on May 9, 2012. The Petitioner was involved in a motor vehicle collision, and as a result he injured his shoulder (right shoulder rotator cuff sprain). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 12-WC-23721 in the amount of \$5,218.35 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Daniel L. Collins, Law Firm of Krol, Bongiorno &

Given, Ltd.

- 324440 SANDRA F. WARD, in the course of her employment as a Dietary Food Service Worker for Oak Forest Hospital of Cook County sustained accidental injuries on January 19, 2004. While the Petitioner was loading trays on the loader her finger was crushed, and as a result she injured her finger (avulsion fracture of the left ring finger). Prior/pending claims: 09/13/95 case settled for \$8,000.00. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 06-WC-54896 in the amount of \$4,869.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: David J. Cifelli, Law Firm of Cifelli, Scrementi & Dore, Ltd.
- 324441 LAKISHA BROWN, in the course of her employment as a Warrant Clerk for the Office of the Chief Judge sustained accidental injuries on December 9, 2010. The Petitioner was struck by a door when it fell off its hinges, and as a result she injured her shoulder and arm (left rotator cuff tear; labral tear and tendinitis). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 11-WC-00337 in the amount of \$29,378.54 and recommends its payment. (Finance Subcommittee May 29, 2013). Attorney: Patrick J. Ryan, Law Firm of Cohn, Lambert, Ryan & Schneider, Ltd.
- 324449 BILLIE J. KELLY, in the course of her employment as a Correctional Officer for the Department of Corrections sustained accidental injuries on December 14, 2010 and June 24, 2011. The December 14, 2010 accident occurred when the Petitioner was walking and tripped down the stairs, and as a result she injured her ankle (lateral right ankle sprain with posterior tibial tendinitis and osteochondral injury). The June 24, 2011 accident occurred when the Petitioner was performing her restricted work duties, and as a result she injured her ankle (re-injury of the right ankle with increased pain). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order Nos. 11-WC-21747 and 11-WC-28262 in the amount of \$11,182.99 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: Joel M. Bell, Law Firm of Teplitz & Bell.
- 324454 JULIO CASTILLO, in the course of his employment as Deputy Sheriff for the Sheriff's Court Services Division sustained accidental injuries on December 21, 2009 and October 12, 2011. The December 21, 2009 accident occurred when the Petitioner was restraining a combative inmate, and as a result he injured his hand (right hand sprain). The October 12, 2011 accident occurred when the Petitioner was hit in the face by a combative inmate, and as a result he injured his nose and eye (left orbital fracture, corneal abrasion and nasal fracture). Prior/pending claims: none. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order Nos. 11-WC-42466 and 12-WC-35053 in the amount of \$38,184.40 and recommends its payment. (Finance Subcommittee June 18, 2013). Attorney: Adam W. Czerwinski, Law Firm of Polansky & Cichon, Chtd.
- 324456 JERRY SCOTT, in the course of her employment as a Licensed Practical Nurse for the Provident Hospital of Cook County sustained accidental injuries on July 16, 2010. The Petitioner was attempting to plug a blood pressure monitor into a wall socket, and as a result she injured her hand (partial thickness burn to the right hand). Prior/pending claims: 11/23/99, 05/01/00 and 01/07/03 cases settled for \$8,000.00 and 06/02/04 case settled for

\$35,000.00. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 10-WC-32395 in the amount of \$3,000.00 and recommends its payment. This settlement is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. Attorney: John J. Castaneda, Law Firm of Corti, Aleksy and Castaneda, P.C.

324457 RONALD S. WASHKEVICH, in the course of his employment as a Deputy Sheriff for the Sheriff's Court Services Division sustained accidental injuries on September 13, 2007. While intervening in an altercation the Petitioner fell, and as a result he injured his knee and back (back sprain and right knee injury requiring surgery). Prior/pending claims: 05/01/96 case settled for \$14,896.20. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Lump Sum Petition and Order No. 07-WC-51935 in the amount of \$35,306.32 and recommends its payment. (Finance Subcommittee June 18, 2013). Attorney: Karin K. Connelly, Law Firm of Ridge & Downes.

324458 SEAN CONNELLY, in the course of his employment as an Operating Engineer for the Department of Facilities Management sustained accidental injuries on June 23, 2010. The Petitioner was thrown from a motorized cart due to brake failure, and as a result he injured his back, neck and shoulder (multilevel cervical disc herniation C4-C5 and C5-C6; impingement syndrome right shoulder). Prior/pending claims: none. Following a trial, the Arbitrator found that the Petitioner's injury arose out of and in the course of his employment. As a result, on May 24, 2013, the Arbitrator awarded the Petitioner \$160,734.24. State's Attorney, Anita Alvarez, is submitting Workers' Compensation Commission Decision of Arbitrator No. 10-WC-24927 in the amount of \$160,734.24 and recommends its payment. (Finance Subcommittee July 16, 2013). Attorney: Michael P. Casey, The Vrdolyak Law Group, LLC.

COMMISSIONER GORMAN VOTED PRESENT ON THE ABOVE ITEM.

WORKERS' COMPENSATION CLAIMS APPROVED FISCAL YEAR 2013

TO PRESENT:	\$3,565,768.74
WORKERS' COMPENSATION CLAIMS TO BE APPROVED:	\$297,989.38

COMMISSIONER SCHNEIDER, SECONDED BY COMMISSIONER TOBOLSKI, MOVED APPROVAL OF THE WORKERS' COMPENSATION CLAIMS. THE MOTION CARRIED.

SELF-INSURANCE CLAIM

Your Committee has considered the following communication from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claim.

Your Committee, concurring in the request of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue check to claimant in the amount recommended.

324455 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$1,697.12. Claim No. 97010132, Clerk of the Circuit Court.

Claimant: Delbert L. Bergeson, 1909 Maserati Drive, Joliet, Illinois 60435

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Claimant's Vehicle: 2011 Ford Taurus SHO
Our Driver: Anthony B. Harrison, Plate #M191625
Prior Accident(s): 1
Date of Accident: April 8, 2013
Location: 56 North Dearborn Street, Chicago, Illinois

Clerk of the Circuit Court vehicle was travelling northbound on Dearborn Street in Chicago. While attempting to park, the County vehicle struck the Claimant's vehicle and caused damage to Claimant's right rear side (542-846 Account). Investigated by Cannon Cochran Management Services, Inc. We concur and recommend payment of the above charge.

SELF-INSURANCE CLAIMS APPROVED FISCAL YEAR 2013 TO PRESENT: \$84,878.61
SELF-INSURANCE CLAIM TO BE APPROVED: \$1,697.12

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER TOBOLSKI, MOVED APPROVAL OF THE SELF-INSURANCE PROGRAM SETTLEMENT CLAIM. THE MOTION CARRIED.

PROPOSED SETTLEMENTS

Your Committee has considered the following communications from State's Attorney, Anita Alvarez.

Your Committee, concurring in the recommendations of the State's Attorney, recommends that the County Comptroller and County Treasurer prepare checks in the amounts recommended in order that the payments may be set in accordance with the request of the State's Attorney upon proper release from the Office of the State's Attorney.

324354 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$500.00 for the release and settlement of suit regarding Kevin Reid v. Heidi Meyers, et al., Case No. 12-C-3278. This matter involves allegations of a civil rights violation at the Department of Corrections. The matter has been settled for the sum of \$500.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$500.00, made payable to Kevin Reid. Please forward the check to Jacqueline Carroll, Assistant State's Attorney, for transmittal.

324359 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$1,200.00 for the release and settlement of suit regarding Richmond v. Barker, et al., Case No. 12-CV-8774 and Richmond v. Dart, et al., Case No. 12-CV-954. These matters involve allegations of civil rights violations at the Jail. These matters have been settled for the sum of \$1,200.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$1,200.00, made payable to Rocky Richmond and David A. Axelrod & Associates, P.C, his attorney. Please forward the check to R. Seth Shippee, Assistant State's Attorney, for transmittal.

324368 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$1,500.00 for the release and settlement of suit regarding Rinaldo Bankston v. Officer Villareal, et al., Case No. 12-C-1873. This matter involves

allegations of civil rights violations relating to alleged failure to protect Plaintiff at the Jail. As part of this settlement, Plaintiff will dismiss two (2) pending lawsuits arising out of his detention at the Jail. The matter has been settled for the sum of \$1,500.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$1,500.00, made payable to Rinaldo Bankston. Please forward the check to Stephen L. Garcia, Assistant State's Attorney, for transmittal.

- 324374 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$20,000.00 for the release and settlement of suit regarding Janet Montecelo v. Cook County, Case No. 12-M1-1159388. This matter was brought by Plaintiff alleging discrimination and retaliation in violation of the Illinois Human Rights Act, 775 ILCS 5/2. The matter has been settled for the sum of \$20,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$20,000.00, made payable to Law Offices of Adele Nicholas, her attorney. Please forward the check to Pavlina Kochankovska, Assistant State's Attorney, for transmittal.
- 324378 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$50,000.00 for the release and settlement of suit regarding Mary Staples, et al. v. County of Cook, Case No. 12-L-2676. This matter involves allegations of interference with the next of kin's right to dispose of a decedent's remains by the Medical Examiner's Office. The matter has been settled for the sum of \$50,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$50,000.00, made in one check jointly payable to Mary Staples, Roy Staples, Sylvester Staples and Hurley McKenna & Mertz, P.C, their attorney. Please forward the check to Michael J.A. Pasquirelli, Torts/Civil Rights Unit, Assistant State's Attorney, for transmittal.
- 324379 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$100,000.00 for the release and settlement of suit regarding Leslie Jackson, et al. v. County of Cook, Case No. 12-L-1477. This matter involves allegations of interference by the Medical Examiner's Office with the next of kin's right to dispose of a decedent's remains. The matter has been settled for the sum of \$100,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$100,000.00, made in one check jointly payable to Latasha Johnson, Leslie Jackson, Lakita Johnson, Eleanor Bridges, Lashaunda Jackson and Hurley McKenna & Mertz, P.C, their attorney. Please forward the check to Michael J.A. Pasquinelli, Torts/Civil Rights Unit, Assistant State's Attorney, for transmittal.
- 324391 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$15,000.00 for the release and settlement of suit regarding Mulheron v. Mierles, et al., Case No. 12-CV-9541. This matter involves civil rights claims brought by the Plaintiff for alleged civil rights violations at the Jail. The matter has been settled for the sum of \$15,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$15,000.00, made payable to Daniel Mulheron and Parts & Spencer, Ltd., his attorney. Please forward the check to R. Seth Shippee, Assistant State's Attorney, for transmittal.

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- 324411 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$4,000.00 for the release and settlement of suit regarding Boguslaw Matlak v. Cook County, Case No. 12-C-1708. This matter involves allegations of civil rights violations at the Jail. The matter has been settled for the sum of \$4,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$4,000.00, made payable to Boguslaw Matlak. Please forward the check to Martin Syvertsen, Assistant State's Attorney, for transmittal.
- 324412 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$7,000.00 for the release and settlement of suit regarding Brown v. Dunlap, Case No. 10-C-2689. This matter involves an allegation of a claim of discrimination due to termination of employment at the Juvenile Temporary Detention Center. The matter has been settled for the sum of \$7,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$7,000.00, made payable to Demetria Brown and Sraga Hauser, LLC, her attorney. Please forward the check to Thomas Cargie, Assistant State's Attorney, Conflicts Counsel Unit, for transmittal.
- 324413 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$1,500.00 for the release and settlement of suit regarding Jesus Maldonado v. Tom Dart, et al., Case No. 12-C-9305. This matter involves an allegation of a civil rights violation at the Jail. The matter has been settled for the sum of \$1,500.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$1,500.00, made payable to Jesus Maldonado. Please forward the check to Michael J. Sorich, Deputy Supervisor, Torts/Civil Rights Division, for transmittal.
- 324414 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$6,000.00 for the release and settlement of suit regarding Petrovic v. Sheriff Dart, et al., Case No. 12-CH-19788. This matter involves an allegation that Plaintiff's rights under 740 ILCS 137 were violated while at the Skokie Courthouse. The matter has been settled for the sum of \$6,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$6,000.00, made payable to Natalie Petrovic and Neil Toppel, her attorney. Please forward the check to Michael L. Gallagher, Supervisor, Torts/Civil Rights Litigation, Assistant State's Attorney, for transmittal.
- 324415 STATE'S ATTORNEY, Anita Alvarez, submitting communication advising the County to accept Proposed Settlement of \$1,000,000.00 for the release and settlement of suit regarding Michaca (Estate of Lucero) v. County of Cook, Case No. 09-L-11724. We have settled this alleged medical negligence case for the sum of \$1,000,000.00, which is within the authority granted to this office by the Finance Committee's Subcommittee on Litigation at its meeting of May 7, 2013. State's Attorney recommends payment of \$1,000,000.00, made payable to Juana Michaca, as Administrator and Representative of the Estate of Cirenica Lucero (deceased), and Buchanan Law Offices, LLC, her attorney. Please forward the check to Mark N. Pera, Assistant State's Attorney, for transmittal.

PROPOSED SETTLEMENTS APPROVED FISCAL YEAR 2013 TO PRESENT:	\$36,537,397.92
PROPOSED SETTLEMENTS TO BE APPROVED:	\$1,206,700.00

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER TOBOLSKI, MOVED APPROVAL OF THE PROPOSED SETTLEMENTS. THE MOTION CARRIED.

PATIENT/ARRESTEE CLAIMS

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, are authorized and directed to issue checks to claimants in the amounts recommended.

324442 **PATIENT/ARRESTEE SETTLEMENT PROGRAM CLAIMS.** The Department of Risk Management is submitting invoices totaling \$192,715.12 for payment of medical bills for services rendered to patients while in the custody of the Cook County Sheriff's Office. Their services were rendered under the Patient/Arrestee Settlement Program (499-274 Account). Bills were approved for payment after review and repricing by Sedgwick Claim Management Services or the Illinois Department of Healthcare and Family Services and by the Department of Risk Management, who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management.

	YEAR TO DATE	TO BE APPROVED
TOTAL BILLED	\$3,222,752.30	\$1,000,010.15
UNRELATED	\$19,299.40	\$0.00
IDHFS DISCOUNT	\$2,870,246.98	\$807,295.03
PROVIDER DISCOUNT	\$7,115.07	\$0.00
AMOUNT PAYABLE	\$326,090.85	\$192,715.12

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER TOBOLSKI, MOVED APPROVAL OF THE PATIENT/ARRESTEE CLAIMS. THE MOTION CARRIED.

EMPLOYEE'S INJURY COMPENSATION CLAIMS

Your Committee has considered the following communications received from the Employees' Injury Compensation Committee requesting that the County Board authorize payment of expenses regarding claims of Cook County employees injured while in the line of duty.

Your Committee, concurring in said requests, recommends that the County Comptroller and County Treasurer be, and upon the adoption of this report, are authorized and directed to issue checks in the amounts recommended to the claimants.

324437 **THE EMPLOYEE'S INJURY COMPENSATION COMMITTEE,** submitting invoice totaling \$625,092.27, for payment of medical bills for Workers' Compensation cases incurred by employees injured on duty. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management, Workers' Compensation Unit. This request covers bills received and processed from July 18-31, 2013.

EMPLOYEES' INJURY COMPENSATION CLAIMS APPROVED FISCAL YEAR 2013 TO PRESENT: \$5,813,219.76
EMPLOYEES' INJURY COMPENSATION CLAIMS TO BE APPROVED: \$625,092.27

COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER TOBOLSKI, MOVED APPROVAL OF THE EMPLOYEES' INJURY COMPENSATION CLAIMS. THE MOTION CARRIED.

CHAIRMAN DALEY VOTED PRESENT ON THE CLAIM REGARDING MERCY HOSPITAL.

REVENUE REPORT

Your Committee was presented with the Revenue Report for the period ended June 30, 2013 for the Corporate, Public Safety and Health Funds, as presented by the Bureau of Finance.

COMMISSIONER GOSLIN, SECONDED BY COMMISSIONER STEELE, MOVED TO RECEIVE AND FILE THE REVENUE REPORT. THE MOTION CARRIED.

324295 OFFICE OF THE CHIEF JUDGE, JUDICIARY (PROPOSED CONTRACT ADDENDA),
Transmitting a Communication from Timothy C. Evans, Chief Judge:

requesting authorization for Cook County to increase by ~~\$951,750.00~~ \$423,000.00 and extend for ~~nine (9)~~ four (4) months, Contract No. 10-41-49, the interagency agreement with the Illinois Housing Development Authority (IHDA), Chicago, Illinois, for the management of housing counseling services for the Circuit Court's Mortgage Foreclosure Mediation Program.

Board approved amount 03-02-10:	\$1,500,000.00
Previous increase approved 03-01-11:	500,000.00
Previous increase approved 07-12-11:	71,750.00
Previous increase approved 07-27-11:	1,650,250.00
Previous increase approved 07-10-12:	1,227,890.00
This increase requested:	951,750.00 <u>423,000.00</u>
Adjusted amount:	\$5,901,640.00 <u>\$5,372,890.00</u>

Reason: Under this proposed extension, the Illinois Housing Development Authority (IHDA) will continue to operate a toll-free housing counseling helpline service and manage and administer housing counseling services to residents in foreclosure. IHDA's helpline provides critical information to families facing foreclosure, assigns families to a HUD-certified housing counseling agency, and schedules housing counseling workshops and appointments for the families. Housing counseling services are provided county-wide by IHDA's 12 HUD-certified subcontractors. Selected after a rigorous application process, these agencies conduct housing counseling workshops and provide families with housing counseling on a one-on-one basis. They help families facing foreclosure apply for loan modifications or develop other options to avoid foreclosure whenever possible. Over the past year ended March 31, 2013, the IHDA contract assisted more than 32,000 families through the helpline, provided 5,000 families with free one-on-one housing counseling sessions, and provided more than 3,000

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

families general housing counseling guidance at more than 100 housing counseling workshops throughout Cook County. Each family receives an average of four, one-on-one counseling sessions. As of March 31, 2013, there were 75,533 mortgage foreclosures pending in the Circuit Court of Cook County.

IHDA was originally selected to provide the program's housing counseling and helpline services in March 2010 with the initiation of the program. A request for proposals (RFP) process was conducted that year, but due to on-going and significant program enhancements and developments, the RFP did not yield satisfactory results. A new RFP is now in review with the Office of the Chief Procurement Officer. This extension will provide services while the RFP is completed.

Estimated Fiscal Impact: ~~\$951,750.00~~ \$423,000.00 (FY 2013: ~~\$389,500.00~~; and FY 2014: ~~\$562,250.00~~).
Contract extension: August 1, 2013 through ~~April 30, 2014~~ November 30, 2013. (310-260 Account).

~~Approval of this item would commit Fiscal Year 2014 funds.~~

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

***Referred to the Committee on Finance on 7-17-13.**

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER SILVESTRI, MOVED TO APPROVE COMMUNICATION NO. 324295.

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER SILVESTRI, MOVED TO AMEND COMMUNICATION NO. 324295, AS INDICATED BY UNDERLINE AND STRIKE-THROUGH TEXT. THE MOTION CARRIED.

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER SILVESTRI, MOVED TO APPROVE COMMUNICATION NO. 324295, AS AMENDED. THE MOTION CARRIED.

COMMISSIONERS GAINER AND COLLINS VOTED NO ON THE ABOVE ITEM.

324296 OFFICE OF THE CHIEF JUDGE, JUDICIARY (PROPOSED CONTRACT ADDENDA),
Transmitting a Communication, dated April 24, 2013 from Timothy C. Evans, Chief Judge:

requesting authorization for the Chief Procurement Officer to increase by ~~\$1,150,250.00~~ \$511,222.00 and extend for ~~nine (9)~~ four (4) months, Contract No. 10-41-33 with the Chicago Bar Foundation, Chicago, Illinois, to provide legal aid and mediation services for the Circuit Court's Mortgage Foreclosure Mediation Program.

Board approved amount 03-02-10:	\$ 600,713.00
Previous increase approved 10-05-10:	120,595.00
Previous increase approved 12-14-10:	241,185.00
Previous increase approved 03-01-11:	321,580.00
Previous increase approved 07-12-11:	53,170.00
Previous increase approved 07-27-11:	1,223,807.00
Previous increase approved 07-10-12:	1,578,667.00
This increase requested:	<u>1,150,250.00511,222.00</u>

Adjusted amount: ~~\$5,289,967.00~~ \$4,650,939.00

Reason: Under this proposed extension, the Chicago Bar Foundation (CBF) will continue to manage and administer legal aid and mediation services to homeowners in foreclosure. The services are provided by the CBF's three (3) subcontractors: Chicago Legal Clinic for *pro bono* legal aid, Chicago Volunteer Legal Services for *pro bono* legal representation at mediation sessions, and the Center for Conflict Resolution for mediator services. All services are provided at no cost to the litigants and help them to understand their legal rights and responsibilities, and provide defenses to the foreclosure. Over the past year ended March 31, 2013, the CBF contract provided 29,000 families with free legal advice and 1,148 families with legal representation at mediation. More than 2,500 mediation sessions were conducted during the year. As of March 31, 2013, there were 75,533 mortgage foreclosures pending in the Circuit Court of Cook County.

The Chicago Bar Foundation and its three (3) subcontractors were originally selected to provide the program's legal aid and mediation services in March 2010 with the initiation of the program. A request for proposals (RFP) process was conducted that year, but due to on-going and significant program enhancements and developments, the RFP did not yield satisfactory results. A new RFP is now in review with the Office of the Chief Procurement Officer. This extension will provide services while the RFP is completed.

Estimated Fiscal Impact: ~~\$1,150,250.00~~ \$511,222.00 (~~FY 2013: \$497,831.00; and FY 2014: \$652,419.00~~). Contract extension: August 1, 2013 through ~~April 30, 2014~~ November 30, 2013. (310-260 Account).

~~Approval of this item would commit Fiscal Year 2014 funds.~~

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

***Referred to the Committee on Finance on 7-17-13.**

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER MURPHY, MOVED TO APPROVE COMMUNICATION NO. 324296.

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER MURPHY, MOVED TO AMEND COMMUNICATION NO. 324296, AS INDICATED BY UNDERLINE AND STRIKE-THROUGH TEXT. THE MOTION CARRIED

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER MURPHY, MOVED TO APPROVE COMMUNICATION NO. 324296 AS AMENDED. THE MOTION CARRIED.

COMMISSIONERS GAINER AND COLLINS VOTED NO ON THE ABOVE ITEM.

324317 **PARENTAL LEAVE POLICY (PROPOSED RESOLUTION).** Transmitting a Communication, dated July 16, 2013 from Toni Preckwinkle, President, Cook County Board of Commissioners.

PROPOSED RESOLUTION

PARENTAL LEAVE POLICY

WHEREAS, Cook County currently does not provide for paid parental leave, necessitating employees to use their accrued sick and vacation leave or take unpaid leave while on maternity or paternity leave; and

WHEREAS, the Cook County Bureau of Human Resources has developed a policy that would provide paid parental leave for the birth of a newborn or adoption of a child; and

WHEREAS, the proposed policy would be available to all full-time non-union Cook County employees who are eligible for Family Medical Leave Act (FMLA) leave; and

WHEREAS, an eligible employee who is a birth mother would receive up to four (4) or six (6) weeks of paid maternity leave depending on the type of birth; and

WHEREAS, up to two (2) weeks paid parental leave for the birth of a child or children would be available to an eligible employee who is a spouse, domestic partner or civil union partner of the birth mother; and

WHEREAS, up to two (2) weeks paid parental leave would be available to an eligible employee for the adoption of a child or children or the adoption of a child or children by an eligible employee's spouse, domestic partner or civil union partner; and

WHEREAS, Cook County should adopt this parental leave policy to offer all eligible non-union employees paid parental leave, which will not only benefit our working parents and their children but also the County's overall mission.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County does hereby direct the Chief of the Bureau of Human Resources to implement a Parental Leave Policy with an effective date of August 1, 2013; and

BE IT FURTHER RESOLVED, that all Cook County agencies and offices receive a copy of the Parental Leave Policy issued by the Chief of the Bureau of Human Resources on or before August 1, 2013; and

BE IT FURTHER RESOLVED, that all Cook County agencies and offices work with the Chief of the Bureau of Human Resources in order to implement the Parental Leave Policy among all Cook County agencies and offices.

***Referred to the Committee on Finance on 7-17-13.**

VICE CHAIRMAN SIMS, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF COMMUNICATION NO. 324317. THE MOTION CARRIED

**13-R-346
RESOLUTION**

Sponsored by

THE HONORABLE TONI PRECKWINKLE

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

PARENTAL LEAVE POLICY

WHEREAS, Cook County currently does not provide for paid parental leave, necessitating employees to use their accrued sick and vacation leave or take unpaid leave while on maternity or paternity leave; and

WHEREAS, the Cook County Bureau of Human Resources has developed a policy that would provide paid parental leave for the birth of a newborn or adoption of a child; and

WHEREAS, the proposed policy would be available to all full-time non-union Cook County employees who are eligible for Family Medical Leave Act (FMLA) leave; and

WHEREAS, an eligible employee who is a birth mother would receive up to four (4) or six (6) weeks of paid maternity leave depending on the type of birth; and

WHEREAS, up to two (2) weeks paid parental leave for the birth of a child or children would be available to an eligible employee who is a spouse, domestic partner or civil union partner of the birth mother; and

WHEREAS, up to two (2) weeks paid parental leave would be available to an eligible employee for the adoption of a child or children or the adoption of a child or children by an eligible employee's spouse, domestic partner or civil union partner; and

WHEREAS, Cook County should adopt this parental leave policy to offer all eligible non-union employees paid parental leave, which will not only benefit our working parents and their children but also the County's overall mission.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County does hereby direct the Chief of the Bureau of Human Resources to implement a Parental Leave Policy with an effective date of August 1, 2013; and

BE IT FURTHER RESOLVED, that all Cook County agencies and offices receive a copy of the Parental Leave Policy issued by the Chief of the Bureau of Human Resources on or before August 1, 2013; and

BE IT FURTHER RESOLVED, that all Cook County agencies and offices work with the Chief of the Bureau of Human Resources in order to implement the Parental Leave Policy among all Cook County agencies and offices.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

324319 **AMENDMENT TO THE COOK COUNTY CODE, CHAPTER 2 ADMINISTRATION, ARTICLE IV, OFFICERS AND EMPLOYEES, DIVISION 2, CLERK FEES GENERALLY, SECTION 2-172 (PROPOSED ORDINANCE AMENDMENT).**
Submitting a Proposed Ordinance Amendment sponsored by Larry Suffredin, Jerry Butler, Earlean Collins, John P. Daley, John A. Fritchey, Bridget Gainer, Jesús G. García, Elizabeth

“Liz” Doody Gorman, Gregg Goslin, Stanley Moore, Joan Patricia Murphy, Edwin Reyes, Timothy O. Schneider, Peter N. Silvestri, Deborah Sims, Robert B. Steele and Jeffrey R. Tobolski, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

**AN AMENDMENT TO THE COOK COUNTY CLERK’S
ASSUMED BUSINESS NAME FEE**

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article IV Officers and Employees, Division 2 County Clerk Fees, Subdivision II Fees, Section 2-172 of the Cook County Code is hereby amended as follows:

Sec. 2-172. Clerk fees generally.

(a) The fees of the County Clerk with respect to the herein described services shall be as set forth in Section 32-1

- (1) The fee for certifying from the official records of the County the general taxes levied and paid for each year, for each lot or tract shall be as set forth in Section 32-1
- (2) The fee for issuing a certificate of deposit for redemption from sold or forfeited taxes shall be as set forth in http://library.municode.com/HTML/13805/level2/PTIGGEOR_CH32FE.html - [PTIGGEOR_CH32FE_S32-1FESC](#) for the original and for each duplicate certificate;
- (3) The fee for making a search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption from sales or forfeitures or for withdrawn or otherwise delinquent taxes or for use in the preparation of estimate of cost of purchase of forfeited property, or for use in preparation of order on the County Collector for searches requested by buyers at annual tax sale, for each lot or tract, for the first year searched, and for each additional year or fraction thereof shall be as set forth in Section 32-1
- (4) The fee for each tract or lot for preparing from tax search report an estimate of cost of redemption concerning property sold, forfeited or withdrawn for nonpayment of general taxes and special assessments is shall be as set forth in Section 32-1
- (5) The fee for issuance of a tax deed as directed by order of the Circuit Court of Cook County shall be as set forth in Section 32-1
- (6) The County Clerk shall charge and collect a fee as set forth in Section 32-1 for the filing of a certificate of an assumed business name. The County Clerk shall also charge and collect a fee as set forth in Section 32-1 for any subsequent amendments by an assumed business name registrant to a previously filed certificate.

(b) The following fees shall be deposited by the County Clerk with the Comptroller of Cook County to the general fund:

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- (1) The fee for issuing an original certificate of deposit for redemption from sold or forfeited taxes and the fee for each duplicate certificate shall be as set forth in Section 32-1

- (2) The fee for the first year searched on each lot or tract and the fee for each additional year or fraction thereof searched when making a search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption from sales or for use in the preparation of estimate of cost of purchase of forfeited property, or for use in preparation of 20-year delinquent tax certifications to be filed in tax deed petition cases, or for use in preparation of order on the County Collector for searches requested by buyers at annual tax sale shall be as set forth in Section 32-1

- (3) The fee for preparing from tax search report an estimate of cost of redemption concerning property sold, forfeited or withdrawn for nonpayment of general taxes and special assessments;

- (4) The fee for issuing a tax deed pursuant to order of the Circuit Court of Cook County shall be as set forth in Section 32-1

- (c) The fees listed hereafter shall be deposited by the County Clerk in the following manner:

- (1) The fee for certifying the general taxes levied and paid for each lot or tract, for each year:

a. One dollar shall be deposited with the Comptroller to the general fund;

b. Four dollars shall be deposited with the Comptroller to the County Clerk's automation fund.

- (2) The fee for making a search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption for forfeited property or for withdrawn or otherwise delinquent general taxes or special assessments, except in connection with a sale of the taxes:

a. For the first year searched for each lot or tract, \$4.00 shall be deposited with the County Comptroller to the general fund and \$6.00 shall be deposited with the County Comptroller to the County Clerk's automation fund; and

c. For each additional year searched, \$2.00 for each year shall be deposited with the County Comptroller to the general fund and \$1.00 shall be deposited with the County Comptroller to the County Clerk's automation fund.

NOW, THEREFORE, BE IT FURTHER ORDAINED, by the Cook County Board of Commissioners that Part 1 General Ordinances, Chapter 32 Fees, Section 32-1, of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below-listed sections shall be as shown below:

2-172 (a)(6)	Assumed business name filing fee	50.00
<u>2-172 (a)(7)</u>	<u>Amendments to assumed business name filing fee</u>	<u>25.00</u>

***Referred to the Committee on Finance on 7-17-13.**

COMMISSIONER SUFFREDIN, SECONDED BY COMMISSIONER GARCÍA, MOVED APPROVAL OF COMMUNICATION NO. 324319. THE MOTION CARRIED.

COMMISSIONER MOORE VOTED PRESENT ON THE ABOVE ITEM.

**13-O-41
ORDINANCE**

Sponsored by

**THE HONORABLE LARRY SUFFREDIN, JERRY BUTLER, EARLEAN COLLINS,
JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER, JESÚS G. GARCÍA,
ELIZABETH “LIZ” DOODY GORMAN, GREGG GOSLIN, STANLEY MOORE,
JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER,
PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE
AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

**AN AMENDMENT TO THE COOK COUNTY CLERK’S
ASSUMED BUSINESS NAME FEE**

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Article IV Officers and Employees, Division 2 County Clerk Fees, Subdivision II Fees, Section 2-172 of the Cook County Code is hereby amended as follows:

Sec. 2-172. Clerk fees generally.

(d) The fees of the County Clerk with respect to the herein described services shall be as set forth in Section 32-1.

- (1) The fee for certifying from the official records of the County the general taxes levied and paid for each year, for each lot or tract shall be as set forth in Section 32-1.
- (2) The fee for issuing a certificate of deposit for redemption from sold or forfeited taxes shall be as set forth

in http://library.municode.com/HTML/13805/level2/PTIGEOR_CH32FE.html -
[PTIGEOR_CH32FE_S32-1FESC](#) for the original and for each duplicate certificate;

- (3) The fee for making a search and Section 32-1 d report of general taxes and special assessments for use in the preparation of estimate of cost of redemption from sales or forfeitures or for withdrawn or otherwise delinquent taxes or for use in the preparation of estimate of cost of purchase of forfeited property, or for use in preparation of order on the County Collector for searches requested by buyers at annual tax sale, for each lot or tract, for the first year searched, and for each additional year or fraction thereof shall be as set forth in Section 32-1.
- (4) The fee for each tract or lot for preparing from tax search report an estimate of cost of redemption concerning property sold, forfeited or withdrawn for nonpayment of general taxes and special assessments is shall be as set forth in Section 32-1.
- (5) The fee for issuance of a tax deed as directed by order of the Circuit Court of Cook County shall be as set forth in Section 32-1.
- (6) The County Clerk shall charge and collect a fee as set forth in Section 32-1 for the filing of a certificate of an assumed business name. The County Clerk shall also charge and collect a fee as set forth in Section 32-1 for any subsequent amendments by an assumed business name registrant to a previously filed certificate.

(e) The following fees shall be deposited by the County Clerk with the Comptroller of Cook County to the general fund:

- (1) The fee for issuing an original certificate of deposit for redemption from sold or forfeited taxes and the fee for each duplicate certificate shall be as set forth in Section 32-1
- (2) The fee for the first year searched on each lot or tract and the fee for each additional year or fraction thereof searched when making a search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption from sales or for use in the preparation of estimate of cost of purchase of forfeited property, or for use in preparation of 20-year delinquent tax certifications to be filed in tax deed petition cases, or for use in preparation of order on the County Collector for searches requested by buyers at annual tax sale shall be as set forth in Section 32-1.
- (3) The fee for preparing from tax search report an estimate of cost of redemption concerning property sold, forfeited or withdrawn for nonpayment of general taxes and special assessments;
- (4) The fee for issuing a tax deed pursuant to order of the Circuit Court of Cook County shall be as set forth in Section 32-1.
- (f) The fees listed hereafter shall be deposited by the County Clerk in the following manner:
 - (1) The fee for certifying the general taxes levied and paid for each lot or tract, for each year:

d. One dollar shall be deposited with the Comptroller to the general fund;

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- e. Four dollars shall be deposited with the Comptroller to the County Clerk's automation fund.
- (2) The fee for making a search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption for forfeited property or for withdrawn or otherwise delinquent general taxes or special assessments, except in connection with a sale of the taxes:
 - a. For the first year searched for each lot or tract, \$4.00 shall be deposited with the County Comptroller to the general fund and \$6.00 shall be deposited with the County Comptroller to the County Clerk's automation fund; and
 - f. For each additional year searched, \$2.00 for each year shall be deposited with the County Comptroller to the general fund and \$1.00 shall be deposited with the County Comptroller to the County Clerk's automation fund.

NOW, THEREFORE, BE IT FURTHER ORDAINED, by the Cook County Board of Commissioners that Part 1 General Ordinances, Chapter 32 Fees, Section 32-1, of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below-listed sections shall be as shown below:

2-172 (a)(6)	Assumed business name filing fee	50.00
2-172 (a)(7)	Amendments to assumed business name filing fee	25.00

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

COMMISSIONER STEELE, SECONDED BY COMMISSIONER MURPHY, MOVED TO ADJOURN. THE MOTION CARRIED AND THE MEETING WAS ADJOURNED.

SECTION 2

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Court Orders (pages 1-14)	Recommend for Approval
Workers' Compensation (pages 14-16)	Recommend for Approval
Self-Insurance Claims (pages 16-17)	Recommend for Approval
Proposed Settlements (pages 17-20)	Recommend for Approval
Patient/Arrestee (page 20)	Recommend for Approval
Employees' Injury Compensation (page 21)	Recommend for Approval
Revenue Report (page 21)	Recommended for Receiving and Filing
Communication No. 324295	Recommend for Approval as Amended

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Communication No. 324296
Communication No. 324317
Communication No. 324319

Recommend for Approval as Amended
Recommend for Approval
Recommend for Approval

Respectfully submitted,

COMMITTEE ON FINANCE

JOHN P. DALEY, Chairman

Attest: MATTHEW B. DeLEON, Secretary

Commissioner Daley, seconded by Commissioner Sims, moved that the Report of the Committee on Finance be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON AUDIT

July 31, 2013

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Daley, Vice Chairman Goslin, Commissioners Butler, Gainer, Gorman, Reyes and Schneider (5)

Absent: Commissioners Gainer and Reyes (2)

Also Present: Commissioners Sims, Silvestri and Steele; Ivan Samstein, Chief Financial Officer; Shelly A. Banks, County Auditor

Court
Reporter: Anthony W. Lisanti, C.S.R.

Chairman Daley asked the Secretary to the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-107(dd):

3. George Blakemore Concerned Citizen

Ladies and Gentlemen:

Your Committee on Audit of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, July 31, 2013 at the hour of 9:00 AM in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

SECTION 1

324287 COMPREHENSIVE FINANCIAL REPORT (CAFR) FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting herewith a copy of Cook County's Comprehensive Financial Report (CAFR) for the Fiscal Year ended November 30, 2012, prepared by the Cook County Comptroller and audited by McGladrey LLP. Respectively request that the report be referred to the Cook County Board's Audit Committee for further consideration.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324287. The motion carried.

324288 BASIC FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the Cook County Basic Financial Statements (with reference to Governmental Auditing Standards) for the Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324288. The motion carried.

324289 MANAGEMENT LETTER FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the Cook County Management Letter for Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324289. The motion carried.

324290 HEALTH AND HOSPITALS SYSTEM OF ILLINOIS FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the Cook County Health and Hospitals System of Illinois Financial Statements for Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324290. The motion carried.

324291 HEALTH AND HOSPITALS SYSTEM OF ILLINOIS MANAGEMENT LETTER FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the Cook County Health and Hospitals System of Illinois Management Letter for Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324291. The motion carried.

324292 OFFICE OF MANAGEMENT AND BUDGET (OMB) CIRCULAR A-133 SINGLE AUDIT REPORT FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Sam Stein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the Cook County Office of Management and Budget (OMB) Circular A-133 Single Audit Report for Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324292. The motion carried.

324293 AON WORKERS COMPENSATION AND SELF LIABILITY ACTUARIAL REPORT FOR FISCAL YEAR ENDED NOVEMBER 30, 2012. Transmitting a Communication, dated June 17, 2013 from Ivan Samstein, Chief Financial Officer, Bureau of Finance and John Schick, Interim County Comptroller:

submitting the AON Workers Compensation and Self Liability Actuarial Report for the Fiscal Year ended November 30, 2012.

*** Referred to the Audit Committee on July 17, 2013.**

Commissioner Butler, seconded by Commissioner Schneider, moved to receive and file Communication No. 324293. The motion carried.

Chairman Daley entered into the record the attached documents hereto and made part of this report.

Commissioner Gorman moved to adjourn the meeting, seconded by Commissioner Butler. The motion carried and the meeting was adjourned.

SECTION 2

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Communication No. 324287	Recommended for Receiving and Filing
Communication No. 324288	Recommended for Receiving and Filing
Communication No. 324289	Recommended for Receiving and Filing
Communication No. 324290	Recommended for Receiving and Filing
Communication No. 324291	Recommended for Receiving and Filing
Communication No. 324292	Recommended for Receiving and Filing
Communication No. 324293	Recommended for Receiving and Filing

Respectfully submitted,

AUDIT COMMITTEE

JOHN P. DALEY, Chairman

ATTEST: MATTHEW B. DELEON, Secretary

Commissioner Daley, seconded by Commissioner Goslin, moved that the Report of the Audit Committee be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON CONTRACT COMPLIANCE

July 31, 2013

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Steele, Vice Chairman Silvestri, Commissioners Butler, Garcia, Gorman, Moore, Murphy, Reyes and Sims (9)

Absent: None (0)

Also Present: Commissioners Collins, Daley, Goslin and Schneider; Jacqueline Gomez – Director, Office of Contract Compliance

Ladies and Gentlemen:

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Your Committee on Contract Compliance of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, July 31, 2013 at the hour of 9:30 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Chairman Steele asked the Secretary of the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-107(dd).

1. George Blakemore, Concerned Citizen

SECTION 1

Your Committee has considered the following item and, upon adoption of this report, the recommendation is as follows:

- 324294 ANNUAL SUPPLIER DIVERSITY REPORT FOR FISCAL YEAR 2012. Transmitting a Communication from Jacqueline Gomez, Director, Office of Contract Compliance: submitting the Annual Supplier Diversity Report for Fiscal Year 2012, to be referred to the Committee on Contract Compliance.

*Referred to the Contract Compliance Committee on July 17, 2013.

Commissioner Reyes, seconded by Commissioner Sims, moved to receive and file Communication No. 324294. The motion carried.

Vice Chairman Silvestri moved to adjourn the meeting, seconded by Commissioner Reyes. The motion carried and the meeting was adjourned.

SECTION 2

YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION WITH REGARD TO THE MATTER NAMED HEREIN:

Communication No. 324294

Recommend for Receive and File

Respectfully submitted,

COMMITTEE ON CONTRACT COMPLIANCE

ROBERT B. STEELE, Chairman

ATTEST: MATTHEW B. DeLeon, Secretary

Commissioner Steele, seconded by Commissioner Silvestri, moved that the Report of the Committee on Contract Compliance be approved and adopted. **The motion carried unanimously.**

REVISED REPORT OF THE COMMITTEE ON LEGISLATION AND INTERGOVERNMENTAL RELATIONS

July 31, 2013

The

Honorable,

The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Suffredin, Commissioners Butler, Collins, Daley, Gainer, Garcia, Gorman, Goslin, Moore, Murphy, Reyes, Schneider, Silvestri, Sims, Steele and Tobolski (16)
Absent: Vice Chairman Fritchey (1)
Also Present: Lawrence Wilson – Cook County Comptroller Appointee; Henry Oszakiewski – Cook County Board of Appeals Appointee

Ladies and Gentlemen:

Your Committee on Legislation and Intergovernmental Relations of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, July 31, 2013 at the hour of 9:15 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Chairman Suffredin asked the Secretary to the Board to call upon the registered public speakers, in accordance with Cook County Code, Sec. 2-107(dd).

1. Jennifer Greene – Policy Advisor for Violence Against Women, States Attorney's Office
2. Andrew Holmes – Director of Community Outreach, Morrison Investigations, Inc.
3. Carlos Rodriguez – President, Morrison Investigation, Inc.
4. Alana Chapman – Concerned Citizen
5. George Blakemore – Concerned Citizen
6. Dan Leary – Principal Manager of Government Affairs, T-Mobile

SECTION 1

Your Committee has considered the following items and, upon adoption of this report, the recommendations are as follows:

324283 COOK COUNTY COMPTROLLER (APPOINTMENT). Transmitting a Communication, dated July 9, 2013 from Toni Preckwinkle, President, Cook County Board of Commissioners.

Pursuant to Section 2-411 of the Cook County Code, I hereby appoint Lawrence Wilson to the position of Cook County Comptroller.

Mr. Wilson has most recently served in the position of Comptroller for the Cook County Forest Preserve District and has previously held the positions of Chief Financial Officer, President and Chief Executive Officer of Bethel New Life, Inc.; and Chief Financial Officer of the Chicago Urban League.

Mr. Wilson has a Master's Degree in Business Administration and is a Certified Public Accountant and knowledgeable of the responsibilities associated with the position of Cook County Comptroller as well as the County's finances and procedure.

Mr. Wilson is a highly qualified professional and his background in public and private finance and administration is an asset to Cook County and the Cook County Bureau of Finance.

I submit this communication for your approval.

***Referred to the Legislation and Intergovernmental Relations Committee on 07-17-13.**

Lawrence Wilson delivered remarks as to his qualifications for and interest in the position of Comptroller. Chairman Suffredin requested that Mr. Wilson's remarks and resume be entered into the record, along with letters of recommendation from Howard Piggee, III, Tariq G. Malhance, and Arnold L. Randall.

Commissioner Daley, seconded by Commissioner Steele, moved the approval of Communication No. 324283. The motion carried.

324316 COOK COUNTY ZONING BOARD OF APPEALS (APPOINTMENT). Transmitting a Communication dated July 16, 2013 from Toni Preckwinkle, President, Cook County Board of Commissioners.
Re: Appointment – Cook County Zoning Board of Appeals

Please be advised that I hereby appoint Mr. Henry Oszakiewski to the Cook County Zoning Board of Appeals for a term to begin immediately and to expire on August 20, 2014.

I submit this communication for your approval.

***Referred to the Legislation and Intergovernmental Relations Committee on 07-17-13.**

Henry Oszakiewski delivered remarks as to his qualifications for and interest in the position of Member of Cook County Zoning Board of Appeals.

Chairman Suffredin requested that Mr. Oszakiewski's remarks and resume be entered into the record.

Commissioner Daley, seconded by Commissioner Silvestri, moved the approval of Communication Nos. 324316. The motion carried.

324318 RESOLUTION URGING LEGISLATION THAT WOULD REQUIRE CELL PHONE PROVIDERS TO KEEP IDENTIFICATION OF ALL CELL PHONE USERS ON FILE (PROPOSED RESOLUTION). Submitting a Proposed Resolution Sponsored by Elizabeth "Liz" Doody Gorman, Co-Sponsored by John P. Daley, Edwin Reyes and Peter N. Silvestri, County Commissioner.

PROPOSED RESOLUTION

**RESOLUTION URGING LEGISLATION THAT WOULD REQUIRE CELL
PHONE PROVIDERS TO KEEP IDENTIFICATION
OF ALL CELL PHONE USERS ON FILE**

WHEREAS, human trafficking is defined by the United States Department of State as "activities involved when one person obtains or holds another person in compelled service"; and

WHEREAS, an estimated 2.5 million people, 80 percent of whom are women and girls, worldwide are victims of this modern day form of slavery; and

WHEREAS, in the city of Chicago and suburban Cook County someone is reported missing every 30 minutes, many of those are girls as young as twelve years old who are held against their will and fall victim to Human Trafficking; and

WHEREAS, recent statistics have named Human Trafficking the second largest most

profitable criminal enterprise among members of organized crime and violent street gangs; and

WHEREAS, modern technology allows traffickers to operate virtually undetected by the use of social media where many victims are forced to pose for humiliating and degrading pictures that are then posted on the internet and available to be viewed by individuals seeking to engage in sexual acts in exchange for money further contributing to the sexual exploitation; and

WHEREAS, one of the most valuable resources available to traffickers to continue to remain undetected while maintaining constant communication with victims of Human Trafficking, their associates, and potential customers is the use of cellular phones; and

WHEREAS, no contract prepaid cell phones are referred to on the street as burners or drop phones and are impossible to track because phone carriers do not require a contact, photo identification or a minimum age; and

WHEREAS, in instances where law enforcement's only lead in rescuing a kidnapped victim is being able to determine who a cell phone number is registered to, can be the difference between life and death.

NOW, THEREFORE BE IT RESOLVED that the President and Cook County Board of Commissioners urges the United States Congress and the Illinois General Assembly to pass legislation that would require all cell phone carriers to secure and keep on file photo identification which includes a physical address from any person wishing to obtain a cellular phone whether or not a contract is involved.

BE IT FURTHER RESOLVED that this resolution be presented to the President of the United States, the legislative leaders of Congress from both political parties, the Governor of the State of Illinois, the legislative leaders of the General Assembly from both political parties and all Members of Congress who represent Cook County and all Members of the Illinois General Assembly who represent Cook County.

***Referred to the Legislation and Intergovernmental Relations Committee on 07-17-13.**

Chairman Suffredin asked leave to add Commissioners Daley, Reyes and Silvestri as Sponsors of Communication No. 324318.

Commissioner Sims, seconded by Commissioner Steele, moved to Defer Communication No. 324318. Commissioner Sims called for a Roll Call Vote on the Motion, the vote of yeas and nays being as follows:

Roll Call on Motion to Defer Communication No. 324318

Yeas: Commissioners Butler, Collins, Moore, Sims and Steele (5)

Nays: Chairman Suffredin, Commissioners Daley, Gainer, Garcia, Gorman, Goslin, Murphy, Reyes, Schneider, Silvestri and Tobolski (11)

Absent: Vice Chairman Fritchey (1)

The motion failed, and Communication No. 324318 was not recommended for Deferral.

Chairman Suffredin asked for Leave to do a reverse Roll Call, the vote of yeas and nays being as followed:

Reverse Roll Call on Motion to Defer Communication No. 324318

Yeas: Chairman Suffredin, Commissioners Daley, Gainer, Garcia, Gorman, Goslin, Murphy, Reyes, Schneider, Silvestri and Tobolski (11)

Nays: Commissioners Butler, Collins, Moore, Sims and Steele (5)

Absent: Vice Chairman Fritchey (1)

The motion carried.

Commissioner Goslin, seconded by Commissioner Murphy, moved the approval of Communication No. 324318. The motion carried.

**13-R-347
RESOLUTION**

Sponsored by

**THE HONORABLE ELIZABETH “LIZ” DOODY GORMAN, JOHN P. DALEY,
EDWIN REYES AND PETER N. SILVESTRI, COUNTY COMMISSIONERS**

**RESOLUTION URGING LEGISLATION THAT WOULD REQUIRE CELL PHONE
PROVIDERS TO KEEP IDENTIFICATION OF ALL CELL PHONE USERS ON FILE**

WHEREAS, human trafficking is defined by the United States Department of State as “activities involved when one person obtains or holds another person in compelled service; and

WHEREAS, an estimated 2.5 million people, 80 percent of whom are women and girls, worldwide are victims of this modern day form of slavery; and

WHEREAS, in the city of Chicago and suburban Cook County someone is reported missing every 30 minutes, many of those are girls as young as twelve years old who are held against their will and fall victim to Human Trafficking; and

WHEREAS, recent statistics have named Human Trafficking the second largest most profitable criminal enterprise among members of organized crime and violent street gangs; and

WHEREAS, modern technology allows traffickers to operate virtually undetected by the use of social media where many victims are forced to pose for humiliating and degrading pictures that are then posted on the internet and available to be viewed by individuals seeking to engage in sexual acts in exchange for money further contributing to the sexual exploitation; and

WHEREAS, one of the most valuable resources available to traffickers to continue to remain undetected while maintaining constant communication with victims of Human Trafficking, their associates, and potential customers is the use of cellular phones; and

WHEREAS, no contract prepaid cell phones are referred to on the street as burners or drop phones and are impossible to track because phone carriers do not require a contact, photo identification or a minimum age; and

WHEREAS, in instances where law enforcement's only lead in rescuing a kidnapped victim is being able to determine who a cell phone number is registered too, can be the difference between life and death.

NOW, THEREFORE, BE IT RESOLVED, that the President and Cook County Board of Commissioners urges the United States Congress and the Illinois General Assembly to pass legislation that would require all cell phone carriers to secure and keep on file photo identification which includes a physical address from any person wishing to obtain a cellular phone whether or not a contract is involved; and

BE IT FURTHER RESOLVED that this Resolution be presented to the President of the United States, the legislative leaders of Congress from both political parties, the Governor of the State of Illinois, the legislative leaders of the General Assembly from both political parties and all Members of Congress who represent Cook County and all Members of the Illinois General Assembly who represent Cook County.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri moved to adjourn the meeting, seconded by Commissioner Daley. The motion carried and the meeting was adjourned.

SECTION 2
YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTIONS
WITH REGARD TO THE MATTERS NAMED HEREIN:

Communication No.324283	Recommended For Approval
Communication No. 324316	Recommended For Approval
Communication No. 324318	Recommended For Approval

Respectfully submitted,

COMMITTEE ON LEGISLATION AND INTERGOVERNMENTAL RELATIONS

LARRY SUFFREDIN, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Suffredin, seconded by Commissioner Fritchey, moved that the Report of the Committee on Legislation and Intergovernmental Relations be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

July 31, 2013

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Suffredin, Commissioners Daley, Fritchey, Gainer, Schneider, Silvestri, Sims and Steele (8)

Absent: Vice Chairman Gorman (1)

Ladies and Gentlemen:

Your Committee on Rules and Administration of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, July 31, 2013 at the hour of 10:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following item and upon adoption of this report, the recommendation is as follows:

SECTION 1

324459 COOK COUNTY CLERK, David Orr, presented in printed form a record of the Journal of the Proceedings of the regular meeting held on Wednesday, June 19, 2013.

Commissioner Steele, seconded by Commissioner Daley, moved the approval of Communication No. 324459. The motion carried.

Commissioner Silvestri moved to adjourn the meeting, seconded by Commissioner Daley. The motion carried and the meeting was adjourned.

SECTION 2

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTER NAMED HEREIN:**

Communication No. 324459

Recommended for Approval

Respectfully submitted,

COMMITTEE ON RULES AND ADMINISTRATION

LARRY SUFFREDIN, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Suffredin, seconded by Commissioner Steele, moved that the Report of the Committee on Rules and Administration be approved and adopted. **The motion carried unanimously.**

PRESIDENT'S OFFICE

RESOLUTION

**13-R-328
RESOLUTION**

Sponsored by

THE HONORABLE TONI PRECKWINKLE

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

**A RESOLUTION REORGANIZING THE
COOK COUNTY COMMISSION ON WOMEN'S ISSUES
UNDER THE OFFICE OF THE PRESIDENT**

WHEREAS, the County of Cook is a home rule unit of government as defined by Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois and as such, may exercise any power and perform any function pertaining to its government and the affairs of its citizenry, and

WHEREAS, the Cook County Board of Commissioners created the Cook County Commission on Women's Issues by resolution on March 1, 1994; and

WHEREAS, there is a continuing desire to maintain the Cook County Commission on Women's Issues and to encourage public and private cooperation in such endeavors; however, it is recommended that the Cook County Commission on Women's Issues ("Commission") be a stand-alone Commission under the jurisdiction of the President and that the Department of Human Rights, Ethics and Women's Issues be renamed to the Department of Ethics and Human Rights; and

WHEREAS, the Chair of the Commission shall report directly to the President or his or her designee and the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED that the Cook County President and Board of Commissioners does hereby reorganize the Cook County Commission on Women's Issues to be a Commission no longer operating under auspices of the Department of Human Rights, Ethics and Women's Issues; and

BE IT FURTHER RESOLVED, that the Cook County Commission on Women's Issues shall continue to be composed of twenty-one (21) members, including a chairperson. Members of the Commission shall be representative of the diverse racial, ethnic, religious, age, sexual orientation and socioeconomic backgrounds of the residents of Cook County. They shall also have experience working toward the improvement of the status of women and girls in society. Seventeen (17) of the members will continue to be district-based appointments, ensuring representation of all of the County's seventeen (17) districts. Four (4) of the members, including the chairperson, shall be at-large members who have expertise on an

issue or issues of key concern to women or a leadership role with an organization working on such issues. Members of the Commission shall:

1. Reside within the corporate boundaries of the County;
2. Not be an employee of the County or any agency thereof; and
3. Serve without compensation, but may be reimbursed for reasonable expenses incurred in the performance of Commission duties.

BE IT FURTHER RESOLVED, that appointments to the Commission shall be as follows:

1. Each member of the County Board of Commissioners shall appoint one (1) member of the Commission to represent his or her district, and
2. The remaining at-large appointments, including the appointment of a chairperson of the Commission, shall be made by the President of the Cook County Board of Commissioners.

BE IT FURTHER RESOLVED, that all appointments shall continue to be subject to the advice and consent of the Cook County Board of Commissioners; and

BE IT FURTHER RESOLVED, that members of the Commission shall serve two (2) year terms. Members shall serve until their successors are appointed or they are reappointed. Vacancies in the membership shall be filled by the original appointing authority, subject to the advice and consent of the County Board, for the balance of the unexpired term; and

BE IT FURTHER RESOLVED, that the Commission shall have the following powers and duties:

1. Study, review and report on issues related to the status and welfare of women and girls in the County as requested by the Chair of the Commission or the President; and
2. Review and assess policies, programs and practices of County agencies as they affect women and girls; and
3. Review proposed legislation and executive action and advise the President and the County Board of the impact of such legislation or action on women and girls as requested; and
4. Develop recommendations to the President for legislative and executive action on issues affecting women and girls; and
5. Serve as liaison between the County and other governments, academia, business groups and other private sector organizations working on issues affecting women; and
6. Partner with private and public organizations to study and develop solutions to problems related to the status of women and girls, and to engage in education and advocacy about those issues; and
7. Convene public meetings as necessary to gather information, recognize the achievements of women and conduct educational programs about issues affecting women and girls; and

8. Submit an annual report to the President and members of the Cook County Board of Commissioners summarizing Commission activities.

BE IT FURTHER RESOLVED, that the Commission shall cooperate with and have the cooperation of any bureau, department, agency, board, commission or other office of the County to carry out its mission and it shall be afforded access, upon reasonable notice and terms mutually agreed upon, to non-confidential data, statistics, records and other information of any bureau, department, agency, board, commission or other office of the County, as needed in exercise of its powers and duties; and

BE IT FURTHER RESOLVED, that the Chair of the Commission shall report directly to the President or her designee and the Board of Commissioners and that the President's Office shall provide assistance as necessary to assist the Chair in carrying out the work of the Commission; and

BE IT FURTHER RESOLVED, that the Department of Human Rights, Ethics and Women's Issues shall be re-titled and the Department of Human Rights and Ethics and the Women's Issues business unit shall be eliminated.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Collins, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

BUREAU OF ADMINISTRATION

RESOLUTION

Transmitting a Communication, dated July 15, 2013 from

MARTHA MARTINEZ, Acting Chief Administrative Officer

respectfully request authorization to approve the following Resolution to continue the work of the Charitable Contributions Committee.

13-R-348 RESOLUTION

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT
AND JOHN P. DALEY, COUNTY COMMISSIONER**

RESOLUTION TO CONTINUE THE WORK OF THE CHARITABLE CONTRIBUTIONS COMMITTEE

WHEREAS, since 1964, it has been the policy of Cook County to establish and maintain a committee known as the "Charitable Contributions Committee," which is intended to give Cook County ("County") employees the opportunity to contribute a portion of their employment remuneration to various charitable organizations, including those associated with social, health, recreational and welfare services; and

WHEREAS, through Cook County Board Resolution 73-R-238, the Board of Commissioners ("Board") continued and re-structured the work of the Charitable Contributions Committee ("Committee") by designating its various members as well as the manner in which other various members are to be selected; and

WHEREAS, due to the passage of time, the evolution of charitable issues and charitable interests on the part of Cook County employees, as well as the need for charitable services in Cook County, it is hereby desired, appropriate, and prudent to continue the work of the Committee in such a manner as to support a more active and robust combined employee charitable-giving campaign; and

WHEREAS, through previous Committee action, the County continues to utilize the services of United Way to distribute employee contributions to the current list of approved charities which include the United Negro College Fund, United Way of Metropolitan Chicago, American Cancer Society, Black United Fund of Illinois, Community Health Charities of Illinois, Community Shares of Illinois, Earth Share of Illinois, Misericordia, Special Children's Charity/Special Olympics Chicago, Mercy Home for Boys & Girls and Global Impact; and

WHEREAS, under the current operation of the charity campaign, United Way withholds and returns three percent of employee contributions back to the County whereby the President is authorized to utilize said funds for charitable distribution; and

WHEREAS, the President desires to terminate the holdback provisions of the United Way agreement; and

WHEREAS, the charity account balance due to the County is approximately \$15,000.00; and

WHEREAS, the President desires to reorganize the Committee and revitalize the Cook County charitable contributions campaign.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board President and Board of Commissioners does hereby continue to support the efforts of a Charitable Contributions Committee; and

BE IT FURTHER RESOLVED, that the Comptroller is directed to immediately inform United Way to cease collecting the 3% holdback provision from any future employee contributions; and

BE IT FURTHER RESOLVED, that the Comptroller direct United Way to evenly disburse any remaining funds in the County's charity account to the current list of charitable organizations; and

BE IT FURTHER RESOLVED, the Committee shall be reorganized and its membership shall be comprised of seven members and shall include, the Cook County Board President or his or her designee who shall serve as the Chair of the Committee; the Cook County Comptroller or his or her designee; the Chief of the Bureau of Administration or his or her designee; the Chair of the Cook County Board Finance Committee or his or her designee; the Cook County Treasurer or his or her designee and two County employees selected by the President whose appointment shall be subject to the approval of the Board; and

BE IT FURTHER RESOLVED, that the President's employee appointments shall be submitted to the Board for appointment ~~approval~~ no later than September 15, 2013; and

BE IT FURTHER RESOLVED, that the Committee shall meet on or before October 1, 2013 to reconvene its responsibilities and determine a schedule for meetings moving forward; and

BE IT FURTHER RESOLVED, that said Comptroller shall be authorized to continue to utilize the services of United Way and the current list of charities until the reorganized Committee can convene and establish a new combined employee charitable-giving program which may be operated under the auspices of a financially sound and demonstrably ethical umbrella charitable organization, such provider shall be selected by the Committee following the issuance of a Request for Qualifications and formalized by written agreement which may be executed by the Comptroller following the approval of the Committee; and

BE IT FURTHER RESOLVED, that said Committee shall be charged with establishing a list of direct-service charities that operate in Cook County and that are recognized as such by the Illinois Secretary of State and the United States Department of Internal Revenue Services that will be eligible to participate in the Cook County charitable giving program; and

BE IT FURTHER RESOLVED, that said Committee shall determine a transparent and fair process for the selection of direct-service charities and select charities that may be reflective of the diverse interests and concerns of Cook County employees; and

BE IT FURTHER RESOLVED, that the Committee shall, provide an update to the Board as to the status of the Committee's work in implementing this Resolution and revitalizing the charity campaign to the Board within 90 days of the effective date of this Resolution.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Sims, moved that the Proposed Resolution be approved and adopted. **The motion carried unanimously.**

Commissioner Suffredin, seconded by Commissioner Murphy, moved to amend the Proposed Resolution. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Sims, moved that the Proposed Resolution be approved and adopted, as amended. **The motion carried unanimously.**

DEPARTMENT OF BUILDING AND ZONING

WAIVER OF PERMIT FEES

Transmitting a Communication, dated July 9, 2013 from

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

TIMOTHY P. BLEUHER, Commissioner, Department of Building and Zoning

respectfully requests the granting of the following 10% Reduced Fee Permits:

<u>DISTRICT</u>	<u>PERMIT</u>	<u>ENTITY</u>	<u>PROPERTY</u>	<u>DESCRIPTION</u>	<u>TOTAL FEE AMOUNT</u>	<u>WAIVER AMOUNT</u>
16	130847	Brookfield Zoo	3300 Golf Road, Brookfield, IL Proviso Township	Fiesta Para Todos Event Portable Stage	\$ 241.50	\$ 24.15
16	130958	Brookfield Zoo	3300 Golf Road, Brookfield, IL Proviso Township	Fiesta Para Todos VIP Temporary Tent	\$ 714.00	\$ 71.40
16	131037	Brookfield Zoo	3300 Golf Road, Brookfield, IL Proviso Township	Swan Pavilion Tent	\$ 957.00	\$ 95.70
16	131108	Brookfield Zoo	3300 Golf Road, Brookfield, IL Proviso Township	Kratt Brothers Event Stage	\$ 178.50	\$ 17.85
13	131028	Chicago Botanic Garden	1000 Lake Cook Rd., Glencoe, IL Northfield Township	Summer Dinner Dance Temporary Tent	\$ 2,412.38	\$241.24
1	131041	Loyola University Medical Center	2160 S. First Ave., Maywood, IL Proviso Township	Re-roofing Burke Building Roofs 6, 7A, 7B & 7C	\$ 4,473.00	\$447.30

This request is pursuant to the County Board's adoption of Ordinance No. 91-O-45 on September 16, 1991 that valid not-for-profit organizations be required to pay ten percent [10%] of the standard permit fee as established by Ordinance.

Total Estimated Fiscal Impact: \$897.64

10% WAIVED REQUESTS TO BE APPROVED:	\$ 897.64
10% WAIVED REQUESTS APPROVED FISCAL YEAR 2013 TO PRESENT:	\$ 7,879.42

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the permit fees be waived. **The motion carried unanimously.**

OFFICE OF CAPITAL PLANNING AND POLICY

CONTRACTS

Transmitting a Communication, dated July 11, 2013 from

JOHN COOKE, Director, Office of Capital Planning and Policy

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute Contract No. 1318-12719 with Divane Bros. Electric Company, Franklin Park, Illinois, for the Juvenile Temporary Detention Center (JTDC) - Digital Video Project.

Reason: Competitive bidding procedures were followed in accordance with the Cook County Procurement Ordinance. On July 3, 2013, one (1) bidder responded. Divane Bros. Electric Company was the responsive and responsible bidder and is recommended for award.

Estimated Fiscal Impact: \$4,998,000.00.

32000 Juvenile Temporary Detention Center.

This Item was included in the FY 2013 Capital Improvement Program approved by the Board of Commissioners on November 9, 2012.

The Chief Procurement Officer concurs.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Murphy, seconded by Commissioner Steele, moved that the Chief Procurement Officer be authorized to enter into the requested contract. **The motion carried.**

Commissioner Gainer voted "present".

* * * * *

Transmitting a Communication, dated July 17, 2013 from

JOHN COOKE, Director, Office of Capital Planning and Policy

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute a Contract No. 1323-12572 with Globetrotters Engineering Corporation, Chicago, Illinois, for the Countywide Emergency Power Systems Upgrades Project.

Reason: Competitive bidding procedures were followed in accordance with the Cook County Procurement Ordinance. On June 17, 2013, two (2) bidders responded. Globetrotters Engineering Corporation was the lowest, responsive and responsible bidder and is recommended for award.

Estimated Fiscal Impact: \$445,000.00.

20000 County Physical Plant.

This item was included in the FY 2013 Capital Improvement Program approved by the Board of Commissioners on November 9, 2012.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Murphy, seconded by Commissioner Butler, moved that the Chief Procurement Officer be authorized to enter into the requested contract. **The motion carried.**

Commissioner Daley voted “present”.

CLERK OF THE CIRCUIT COURT

CONTRACT ADDENDUM

Transmitting a Communication, dated July 2, 2013 from

DOROTHY A. BROWN, Clerk of the Circuit Court

requesting authorization for the Chief Procurement Officer to extend on a month-to-month basis, not to exceed six (6) months and increase not to exceed \$62,898.00, Contract No. 09-84-08 with DDW & Associates/REB Storage System International, Chicago, Illinois, for rental of shelving located at 1120 East 89th Street, Chicago, Illinois.

Board approved amount 02-04-09:	\$125,796.00
Previous increase approved 03-16-10:	94,347.00
Previous increase approved 11-16-10:	125,796.00
Previous increase approved 11-15-11:	125,796.00
Previous increase approved 02-27-13:	20,966.00
Previous increase approved 03-20-13:	68,139.50
This increase requested:	<u>62,898.00</u>
Adjusted amount:	\$623,738.50

Reason: DDW & Associates/REB Storage Systems International was selected from two (2) vendor bids received through the open market bid process. The contract for the rental of shelving was approved by the County Board on February 4, 2009. The vendor designed, installed and anchored the shelving to the 89th Street warehouse floor. The temporary storage shelving system was needed by the Clerk of the Circuit Court to maintain a total of 3,072 pallets of court documents until space was made available at the new Cicero Record Center.

The extension period and increase is needed to allow adequate time for any construction delays, the relocation of all court documents, supplies and equipment from 1120 East 89th Street to the new warehouse location. Additionally, so that the contract can be properly terminated time is needed for the break-down and removal of the shelving from the warehouse premises. Until the construction of the new warehouse is completed and relocation of the records, we believe that it is more cost effective and efficient to retain the expertise and services of the current vendor. This extension period is not to exceed six months (with a

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monthly cost of \$10,483.00 per month), or total cost of \$62,898.00.

If the current contract were to be rebid, the County would incur additional costs for the reconstruction of shelving, reloading of pallets, and incur possible increases in labor costs needed for staff to search for the location of pallets/documents during the reconstruction. Additionally, the Clerk of the Circuit Court would experience delays in the retrieval and delivery of court documents during the reconstruction of the shelving. The expiration date of the current contract is August 31, 2013.

Estimated Fiscal Impact: \$62,898.00. Contract extension: September 1, 2013 through February 28, 2014. (529-660 Account).

Sufficient funds are available in the Clerk of the Circuit Court Document Storage Fund.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Collins, seconded by Commissioner Reyes, moved that the Chief Procurement Officer be authorized to extend the requested contract. **The motion carried unanimously.**

REPORT

Transmitting a Communication, dated July 17, 2013 from

DOROTHY A. BROWN, Clerk of the Circuit Court

submitting herewith a copy of the Independent Auditor's Report of the Financial Statements of the Clerk of the Circuit Court of Cook County for the year ended November 30, 2012.

Commissioner Daley, seconded by Commissioner Murphy, moved that the communication be received and filed. **The motion carried unanimously.**

OFFICE OF THE COUNTY COMPTROLLER

REPORT

Transmitting a Communication, dated July 8, 2013 from

LAWRENCE WILSON, Interim County Comptroller

submitting the Bills and Claims Report for July 4, 2013 through July 17, 2013. This report to be received and filed is to comply with the Amended Procurement Code Chapter 34-125 (k).

The Comptroller shall provide to the Board of Commissioners a report of all payments made pursuant to contracts for supplies, materials and equipment and for professional and managerial services for Cook County, including the separately elected Officials, which involve an expenditure of \$150,000.00 or more, within two (2) weeks of being made. Such reports shall include:

1. The name of the Vendor;
 2. A brief description of the product or service provided;
 3. The name of the Using Department and budgetary account from which the funds are being drawn; and
 4. The contract number under which the payment is being made.
-

Commissioner Daley, seconded by Commissioner Sims, moved that the communication be received and filed. **The motion carried unanimously.**

DEPARTMENT OF CORRECTIONS

CONTRACT

Transmitting a Communication, dated July 9, 2013 from

THOMAS J. DART, Sheriff of Cook County

by

ALEXIS A. HERRERA, Chief Financial Officer

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute Contract No. 13-53-063 with Keefe Commissary Network, LLC, St. Louis, Missouri, for Commissary Management Services for the Cook County Department of Corrections (CCDOC).

Reason: A Request for Proposal (RFP) process was followed in accordance with the Cook County Procurement Code. On March 8, 2013, an RFP was solicited for commissary management services for the Cook County Department of Corrections CCDOC. Two (2) bids were received. Keefe Commissary Network, LLC was selected to provide commissary management services to the CCDOC, because they were deemed the most responsive to the needs of CCDOC.

Estimated Fiscal Impact: None. Revenue Generating (Inmate Welfare Fund): 43.5% of Annualized Commissionable Sales; and 49.1% of Annualized Commissionable Sales for microwaveable items. Contract period: August 1, 2013 through July 31, 2014 with two (2) one-year renewal options.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Reyes, seconded by Commissioner Steele, moved that the Chief Procurement Officer be authorized to enter into the requested contract. **The motion carried unanimously.**

SHERIFF'S DEPARTMENT OF FISCAL ADMINISTRATION AND SUPPORT SERVICES

CONTRACT

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Transmitting a Communication, dated July 25, 2013 from

THOMAS J. DART, Sheriff of Cook County

by

ALEXIS A. HERRERA, Chief Financial Officer

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute a contract with Enterprise Fleet Management, Inc., St. Louis, Missouri, for the Vehicle Leasing, Maintenance and Fuel Program of up to 120 vehicles.

Reason: Competitive bidding procedures were followed in accordance with the Cook County Procurement Code. On June 14, 2013 bids were solicited for Contract No. 13-45-12564 for leasing of up to one hundred twenty (120) vehicles for the Cook County Sheriff's Chicago High Intensity Drug Trafficking Areas (HIDTA) and one (1) bid was received. Enterprise Fleet Management, Inc. was the only responsive and responsible bidder and is recommended for award.

Estimated Fiscal Impact: None. Grant Funded Amount: \$2,043,534.56 (FY 2014: \$1,021,767.28; and FY 2015: \$1,021,767.28). Contract period: Twenty-Four (24) months after execution. (655-634 Account).

This request has been submitted to the Vehicle Steering Committee for review but has not been voted on. It is anticipated that a vote will take place prior to July 31, 2013 and the Board of Commissioners will be informed of the outcome.

The Vehicle Steering Committee concurs with this recommendation.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Reyes, seconded by Commissioner Murphy, moved that request of the Chief Financial Officer of the Cook County Sheriff's Office be approved, as amended and that the Chief Procurement Officer be authorized to enter into the requested contract. **The motion carried unanimously.**

BUREAU OF FINANCE

PROPOSED ORDINANCE

Transmitting a Communication, dated July 24, 2013

IVAN SAMSTEIN, Chief Financial Officer, Bureau of Finance

and

HERMAN BREWER, Chief, Bureau of Economic Development

The Bureaus of Finance and Economic Development respectfully submit this joint Ordinance to authorize the County to issue tax-exempt private activity bonds for the purpose of financing costs of the acquisition

and rehabilitation of Prairie View Apartments, which will serve low-income seniors in the County, including costs of issuing such bonds and reimbursing certain costs already incurred. Such bonds are limited obligation bonds that do not constitute County general obligation or debt.

Urban Bellwood, L.P., (Borrower), an affiliate of Urban Innovations, Ltd., has proposed to undertake the acquisition and rehabilitation of the 84-unit affordable senior housing development known as Prairie View Apartments, in Bellwood, Illinois. Prairie View originally was built in 1994 by the Stough Group. The bonds will be directly purchased in their entirety by Hinsdale Bank & Trust Company.

The Ordinance authorizes the issuance of bonds and grants authority to either the President, the Chief Financial Officer, or both to negotiate the terms of the bonds, subject to financial parameters specified in the Ordinance to negotiate and execute a bond and loan agreement and a regulatory agreement and declaration of restrictive covenants, forms of which are also being presented to the board and to negotiate and execute other agreements and instruments necessary to issue the bonds.

The Bureaus respectfully request approval of this Ordinance to allow the issuance of bonds to finance the Prairie View project and to reimburse Urban Bellwood, L.P., or an affiliated entity, for any costs incurred on the Project up to 60 days prior to the adoption of this ordinance, as is permitted by federal law. The approval of this request by the Honorable Body will give the Borrower the federally required authority to secure additional financing for the project.

Estimated Fiscal Impact: None. (772-298 Account).

Submitting a Proposed Ordinance sponsored by

TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED ORDINANCE

An Ordinance authorizing the County to issue its tax-exempt limited obligation revenue bonds in an amount not to exceed \$4,800,000.00 to finance the Prairie View Apartments Project, to execute and deliver certain agreements in connection therewith, to declare the intent of the County to use the proceeds of such bonds to reimburse certain costs incurred with respect to such project, and certain other matters.

WHEREAS, pursuant to Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois (the State), the County of Cook, Illinois (the County) is a home rule unit of local government and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, as pertains to County government and affairs, and as in the interests of the public health, safety, and welfare of the inhabitants of the County, it is necessary, prudent, or advisable that the County promote affordable housing initiatives for the benefit of the County and its residents, especially with respect to seniors and other persons of low and moderate income, by the issuance of limited obligation revenue bonds to finance such initiatives; and

WHEREAS, the Board of Commissioners of the County (the Board) has not adopted any ordinance, resolution, order or motion which restricts or limits the exercise of the home rule powers of the County in the issuance of limited obligation revenue bonds for the purposes described above or which provides any special rules or procedures for the exercise of such powers; and

WHEREAS, pursuant to the law of the United States and the State, the County may, by securing certain volume cap allocated to the State by the United States government, issue limited obligation revenue bonds to finance the construction and rehabilitation of affordable housing, including rental housing for persons of low and moderate income within the County; and

WHEREAS, revenue bonds associated with volume cap are limited obligation bonds that do not constitute County general obligation or debt; and

WHEREAS, on May 8, 2013, the Board authorized the President of the County Board (the President), through a Resolution to secure from the State the County's full portion of volume cap; and

WHEREAS, the President of the Board filed with the State such documents as are necessary to secure said volume cap; and

WHEREAS, Urban Bellwood, L.P., an Illinois limited partnership (the Borrower) has proposed to fully undertake and complete the rehabilitation of a senior citizen low-income housing development, entailing the acquisition, rehabilitation and construction of approximately eight-four (84) residential dwelling units and certain common areas, including, but not limited to a clubhouse facility containing common space for resident activities, laundry facilities, a kitchenette and lavatories, all located at 3500 Georgina Lane, Bellwood, Illinois, in the County and currently known as the Prairie View Apartments Project (the Project); and

WHEREAS, the Borrower has requested that the County issue, from its available volume cap, multi-family housing revenue bonds, notes or other indebtedness payable solely by the Borrower for the purpose of financing all or a portion of the Project costs, including but not limited to the costs incurred in connection with the issuance of the Bonds and capitalized interest; and

WHEREAS, in furtherance of the purposes of promoting affordable rental housing initiatives for the benefit of the County and its residents, especially with respect to seniors and other persons of low and moderate income, the County wishes to finance all or a portion of the costs of the Project, and to pay the costs of issuance of such revenue bonds of the County, by the sale and issuance of its revenue bonds, and by authorizing such actions as might be required to implement such stated intentions; and

WHEREAS, pursuant to and in accordance with its powers as a home rule unit of local government the County intends and is prepared to issue and sell Multifamily Housing Revenue Bonds, Series 2013 (Prairie View Apartments Project), in an aggregate principal amount not to exceed \$4,800,000.00 (the Bonds) to obtain funds to finance a portion of the cost of the Project by making a loan (the Loan) to the Borrower all under and in accordance with the Constitution and the laws of the State of Illinois; and

WHEREAS, it is intended that the interest on the Bonds will be excluded from gross income for federal income tax purposes; and

WHEREAS, Hinsdale Bank & Trust Company (the Purchaser) has committed to purchase the Bonds in their entirety directly from the County; and

WHEREAS, it is desirable and in the best interests of the County to authorize the execution and delivery of a Bond and Loan Agreement by and among the County, the Purchaser and the Borrower (the Bond and Loan Agreement); and

WHEREAS, it is desirable and in the best interests of the County to authorize the execution and delivery of a Regulatory Agreement by and among the County, the Purchaser and the Borrower (the Regulatory Agreement); and

WHEREAS, it is desirable and in the best interests of the County to authorize the execution and delivery of a Tax Exemption Certificate and Agreement by and among the County, the Purchaser and the Borrower (the Tax Agreement); and

WHEREAS, the County has caused to be prepared for and presented (collectively, the County Documents) forms of the following documents which the County proposes to approve the terms of and enter into:

1. the Bond and Loan Agreement (including therein the form of the Bonds); and
2. the Regulatory Agreement; and

WHEREAS, it is intended that this Ordinance shall constitute a declaration of intent of the County to reimburse certain eligible expenditures for the Project made prior to the issuance of the Bonds from the proceeds of the Bonds within the meaning of Section 1.150-2 of the Regulations of the United States Department of Treasury, 26 C.F.R. 1.150-2 (the Treasury Regulations).

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the County of Cook, Illinois:

SECTION 1. The above recitals are expressly incorporated in and made a part of this Ordinance as though fully set forth herein.

SECTION 2. The County hereby authorizes and approves the financing of the costs of the acquisition, rehabilitation and installation of the Project through the issuance of the Bonds in accordance with the terms of the Bond and Loan Agreement and hereby determines that the financing of the acquisition, rehabilitation and equipping of the Project are in furtherance of the County's public purposes.

SECTION 3. The County hereby authorizes the issuance of the Bonds and the sale thereof to the Purchaser and the President or the Chief Financial Officer of the County (the Chief Financial Officer), or both, are hereby authorized to negotiate the final terms of the Bonds with the Purchaser and the Borrower, such final terms to be incorporated into the Bond and Loan Agreement; *provided*, however, that the aggregate principal amount of the Bonds shall not exceed \$4,800,000.00, the interest rate or rates to be borne by the Bonds shall not exceed the interest rate of 7% per annum, the final maturity date of the Bonds shall not exceed the date which is 2 years after the date of issuance thereof and the Bonds shall be subject to redemption under the conditions specified in the Bond and Loan Agreement at a redemption price not to exceed 100% of the principal amount thereof.

SECTION 4. The President or the Chief Financial Officer, or both, are hereby authorized to enter into the Bond and Loan Agreement with the Purchaser and the Borrower in substantially the same form now before the Board and attached hereto as Attachment A, and the form, terms and provisions of the Bond and Loan Agreement are in all respects approved. The President or the Chief Financial Officer, or both, are each authorized, empowered and directed to execute, and, if required, the County Clerk is authorized, empowered and directed to attest and to affix the

official seal of the County to, the Bond and Loan Agreement in the name, for and on behalf of the County, and thereupon to cause the Bond and Loan Agreement to be delivered to the Purchaser and the Borrower, such Bond and Loan Agreement (as executed) to provide for the loan of the proceeds of the Bonds to the Borrower and the use of such proceeds of the Bonds for the acquisition, rehabilitation and equipping of the Project through the origination of the Loan and to pay a portion of the costs of issuance the Bonds, in the manner and with the effect therein provided, and such Bond and Loan Agreement shall constitute an assignment and pledge for the security of the Bonds issued thereunder of the revenues and receipts to be received by the County thereunder and an assignment and pledge of the other right, title and interest of the County thereunder, as described therein (with the exception of certain rights to receive certain payments, to indemnity and other rights as specified therein), such Bond and Loan Agreement to be in substantially the same form now before the Board or with such changes and revisions therein as the officer executing the Bond and Loan Agreement on behalf of the County shall approve, his or her execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions therein from the form of the Bond and Loan Agreement now before the Board. From and after the execution and delivery of the Bond and Loan Agreement, the officers, employees and agents of the County are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Bond and Loan Agreement as executed. The Bond and Loan Agreement shall constitute, and hereby is made, a part of this Ordinance, and copies of the Bond and Loan Agreement shall be placed in the official records of the County and shall be available for public inspection at the office of the County.

SECTION 5. The President or the Chief Financial Officer, or both, are hereby authorized to enter into the Regulatory Agreement with the Purchaser and the Borrower in substantially the same form now before the Board and attached hereto as Attachment B. The form, terms and provisions of the Regulatory Agreement are, in all respects approved. The President or the Chief Financial Officer, or both, are each authorized, empowered and directed to execute, and, if required, the County Clerk is authorized, empowered and directed to attest and to affix the official seal of the County to, the Regulatory Agreement in the name, for and on behalf of the County, and thereupon to cause the Regulatory Agreement to be delivered to the Purchaser and the Borrower, in substantially the same form as now before the Board or with such changes or revisions therein as the officer executing the Regulatory Agreement on behalf of the County shall approve, his or her execution thereof to constitute conclusive evidence of his approval of any and all changes or revisions therein from the form of the Regulatory Agreement now before the Board. From and after the execution and delivery of the Regulatory Agreement, the officers, employees and agents of the County are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Regulatory Agreement as executed. The Regulatory Agreement shall constitute, and hereby is made, a part of this Ordinance, and a copy of the Regulatory Agreement shall be placed in the official records of the County, and shall be available for public inspection at the office of the County.

SECTION 6. The President or the Chief Financial Officer, or both, are hereby authorized to enter into the Tax Agreement with the Purchaser and the Borrower in substantially the form and content typically executed by the County for transactions of a nature similar to the financing of the Project. The form, terms and provisions of the Tax Agreement are, in all respects approved.

The President or the Chief Financial Officer, or both, are each authorized, empowered and directed to execute, and, if required, the County Clerk is authorized, empowered and directed to attest and to affix the official seal of the County to, the Tax Agreement in the name, for and on behalf of the County, and thereupon to cause the Tax Agreement to be delivered to the Purchaser and the Borrower, his or her execution thereof to constitute conclusive evidence of his approval of the terms of the Tax Agreement. From and after the execution and delivery of the Tax Agreement, the officers, employees and agents of the County are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be Tax to carry out and comply with the provisions of the Tax Agreement as executed. The Tax Agreement shall constitute, and hereby is made, a part of this Ordinance, and a copy of the Tax Agreement shall be placed in the official records of the County, and shall be available for public inspection at the office of the County.

SECTION 7. The form of the Bonds contained in the Bond and Loan Agreement now before the Board, subject to appropriate insertions and revisions in order to comply with the provisions of the Bond and Loan Agreement (as executed and delivered) is hereby approved. The Bonds shall be executed in the name, for and on behalf of the County with the manual or facsimile signature of the President and attested with the manual or facsimile signature of the County Clerk and the official seal of the County shall be impressed or imprinted thereon.

SECTION 8. The President or the Chief Financial Officer, or both, are authorized and directed to assign up to \$4,800,000.00 in volume cap to the Bonds, representing volume cap allocated to the County in calendar year 2013.

SECTION 9. The President, the Chief Financial Officer and any other officer, employee or agent of the County are authorized and directed to execute, attest, seal and deliver any and all documents and certificates, and to do any and all things deemed necessary to effect the issuance and sale of the Bonds and the execution and delivery of the Bond and Loan Agreement, the Regulatory Agreement, the Tax Agreement and such other instruments, and to perform the obligations and duties of the County hereunder and thereunder, all as shall be necessary and desirable to carry out the intent and purposes of this Ordinance, including the preambles to this Ordinance.

SECTION 10. Certain costs will be incurred by the Borrower, or an entity affiliated with or related to the Borrower, in connection with the Project prior to the issuance of the Bonds. The County reasonably expects to reimburse such costs with proceeds of the Bonds.

SECTION 11. The Project costs to be reimbursed from the proceeds of the Bonds will initially be paid from funds of the Borrower, or an entity affiliated with or related to the Borrower, which have been allocated to other purposes.

SECTION 12. This Ordinance is consistent with the budgetary and financial circumstances of the County. No funds from sources other than the Bonds are or are reasonably expected to be, reserved, allocated on a long-term basis or otherwise set aside by the County for the Project costs to be paid from the proceeds of the Bonds.

SECTION 13. This Ordinance constitutes a declaration of official intent of the County with respect to the Project under Section 1.150-2 of the Treasury Regulations.

SECTION 14. The President, or such person designated by him or her in writing (a Public Hearing Officer), is hereby authorized, empowered and directed to cause notice to the public of a public hearing on the plan of financing for the Project to be published, such notice to be published at a time and in a manner determined by the Public Hearing Officer to be appropriate and at least 14 days prior to the date on which such public hearing is to be held; and the Public Hearing Officer, or any officer, employee or agent of the County designated by the Public Hearing Officer, is further authorized, empowered and directed to hold the public hearing referred to in said notice.

SECTION 15. All acts of the County and the members, officers, agents and employees of the County that are in conformity with the intent and purposes of this Ordinance, whether heretofore or hereafter taken or done, be, and the same are hereby, in all respects, ratified, confirmed and approved.

SECTION 16. The provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this Ordinance.

SECTION 17. All Ordinances, Resolutions, motions or orders, or parts thereof, in conflict with the provisions of this Ordinance, are to the extent of such conflict hereby repealed. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 18. This Ordinance shall be effective as of the date of its passage and approval.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Murphy, moved that the Proposed Ordinance be referred to the Committee on Finance. (Comm. No. 324534). **The motion carried unanimously.**

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

CONTRACT

Transmitting a Communication, dated July 23, 2013 from

MICHAEL MASTERS, Executive Director,
Department of Homeland Security and Emergency Management
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute Contract No. 13-50-12746 with LDV, Inc., Burlington, Wisconsin, for upgrades to the Department of Homeland Security and Emergency Management's Unified Command Post (UCP) vehicles.

Reason: In 2007, Cook County, using Homeland Security funding, purchased Unified Command Post (UCP) vehicles for use by first responders at various incidents throughout Cook County. The Cook County Department of Homeland Security and Emergency Management (DHSEM)

received and allocated additional grant funding to upgrade the UCPs with improved technology and enhancements to provide the County's first responders with increased capabilities for on-scene response to emergency events. Competitive bidding procedures were followed in accordance with the Cook County Procurement Code for this contract.

Estimated Fiscal Impact: None. Grant funded amount: \$882,291.00. Contract period: 40 months from execution. (769-444 Account).

The Chief Procurement Officer concurs.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Tobolski, seconded by Commissioner Murphy, moved that the Chief Procurement Officer be authorized to enter into the requested contract. **The motion carried unanimously.**

BUREAU OF HUMAN RESOURCES

REQUEST TO AMEND A PREVIOUSLY APPROVED CONTRACT

Transmitting a Communication from

MAUREEN T. O'DONNELL, Chief, Bureau of Human Resources
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting that the Board of Commissioners approve as amended the following Contract which was previously approved on the April 17, 2013 Board Agenda, Item #58.

The amendment is indicated by the underscored and stricken language.

Transmitting a Communication from

MAUREEN T. O'DONNELL, Chief, Bureau of Human Resources
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute a contract with the following qualified firms for labor and employment consultation and/or representation:

CATEGORY 1-UNION CONTRACT NEGOTIATIONS

Laner, Muchin, Dombrow, Becker, Levin Tominburg	Peterson Johnson Murray
Burke Burns & Pinelli, Ltd.	Schuyler Roche Crisham, P.C.
Del Gado Law Group, LLC	Seyfarth Shaw, LLP

Littler Mendelson, P.C.
Franczek Radelet Attorneys & Counselors
Greene and Letts Attorneys at Law
Meckler Bulger Tilson Marick & Pearson LLP

Ancel Glink Diamond Bush Dicianni & Krafthefer
Arstein & Lehr, LLP
Hennessy & Roach, P.C.

CATEGORY II-CONTRACT INTERPRETATION

Laner, Muchin, Dombrow, Becker, Levin Tominburg
Burke Burns & Pinelli, Ltd.
Del Gado Law Group, LLC
Littler Mendelson, P.C.
Greene and Letts Attorneys at Law
Peterson Johnson Murray
Brothers & Thompson, P.C.

Schuyler Roche Crisham, P.C.
Seyfarth Shaw, LLP
Arstein & Lehr, LLP
Ancel Glink Diamond Bush Dicianni & Krafthefer
Hennessy & Roach, P.C.
Franczek Radelet Attorneys & Counselors
Meckler Bulger Tilson Marick & Pearson LLP

CATEGORY III-LABOR RELATIONS

Laner, Muchin, Dombrow, Becker, Levin Tominburg
Brothers & Thompson, P.C.
Del Gado Law Group, LLC
Littler Mendelson, P.C.
Greene and Letts Attorneys at Law
Peterson Johnson Murray
Schuyler Roche Crisham, P.C.

Seyfarth Shaw, LLP
Quarles & Brady, LLP
Arstein & Lehr, LLP
Ancel Glink Diamond Bush Dicianni & Krafthefer
Hennessy & Roach, P.C.
Franczek Radelet Attorneys & Counselors
Meckler Bulger Tilson Marick & Pearson LLP

CATEGORY IV-WORKER'S COMPENSATION

Peterson Johnson Murray
Nyhan Bambrick Kinzie & Lowry, P.C.
Seyfarth Shaw, LLP

Quintairos, Prieto Wood & Boyer, P.A.
Hennessy & Roach, P.C.

CATEGORY V-EMPLOYMENT LAW

Laner, Muchin, Dombrow, Becker, Levin Tominburg
Burke Burns & Pinelli, Ltd.
Brothers & Thompson, P.C.
Del Gado Law Group, LLC
Littler Mendelson, P.C.
Arstein & Lehr, LLP
Greene and Letts Attorneys at Law
Peterson Johnson Murray
Meckler Bulger Tilson Marick & Pearson LLP

Schuyler Roche Crisham, P.C.
Seyfarth Shaw, LLP
Neal & Leroy, LLC
Querry & Harrow, Ltd.
Quarles & Brady, LLP
Hennessy & Roach, P.C.
Ancel Glink Diamond Bush Dicianni & Krafthefer
Franczek Radelet Attorneys & Counselors

CATEGORY VI-EMPLOYEE BENEFITS

Laner, Muchin, Dombrow, Becker, Levin Tominburg
Littler Mendelson, P.C.
Schuyler Roche Crisham, P.C.
Seyfarth Shaw, LLP

Ancel Glink Diamond Bush Dicianni & Krafthefer
Franczek Radelet Attorneys & Counselors
Arstein & Lehr, LLP

Reason: The selected firm(s) and/or attorney(s) ~~shall~~ may provide legal consultation and representation

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services for various County bureaus, agencies, and offices of elected officials on labor and employment matters. The selected firm(s) and/or attorney(s) ~~shall~~ may be asked to provide legal consultation and representation services in one or more areas including union contract negotiations, contract interpretation and implementation, labor relations board matters, workers compensation and employment law.

The selected firm(s) or attorney(s) will work closely with in-house counsel, staff and hired experts to provide services to the County.

Estimated Fiscal Impact \$1,900,000.00 (FY 2013: \$900,000.00; FY 2014: \$700,000.00; and FY 2015: \$300,000.00. (Various-261 Accounts)

Approval of this item would commit Fiscal Year 2014 funds.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

This item was WITHDRAWN at the request of the sponsor.

REPORT

Transmitting a Communication, dated July 31, 2013 from

MAUREEN T. O'DONNELL, Chief, Bureau of Human Resources
and
LAWRENCE WILSON, Interim County Comptroller

submitting the Human Resources Activity report covering the two (2) week pay period for both Pay Period 11 ending June 1, 2013 and Pay Period 12 ending June 15, 2013.

Commissioner Daley, seconded by Commissioner Sims, moved that the communication be received and filed. **The motion carried unanimously.**

PROPOSED RESOLUTIONS

Transmitting a Communication, dated July 31, 2013 from

MAUREEN O'DONNELL, Chief, Bureau of Human Resources

transmitting herewith a Salary Schedule for your consideration and approval.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED RESOLUTION

APPROVING SALARY SCHEDULE

WHEREAS, the Illinois Public Employee Labor Relations Act (5 ILCS 315/1 et seq.) has established regulations regarding collective bargaining with a union; and

WHEREAS, a Collective Bargaining Agreement for the period of December 1, 2009 through November 30, 2012, effective the date of approval by the Cook County Board of Commissioners, has been negotiated between the County of Cook/Sheriff of Cook County and the Policemen's Benevolent Labor Committee representing Court Service Lieutenants; and

WHEREAS, salary adjustments and general wage increases are reflected in the Salary Schedule included in the Collective Bargaining Agreement negotiated between the County of Cook/Sheriff of Cook County and the Policemen's Benevolent Labor Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Chief of the Bureau of Human Resources and the County Comptroller are hereby authorized to implement the Salary Schedule and wage adjustments as negotiated.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Murphy, seconded by Commissioner Reyes, moved that the Proposed Resolution be referred to the Finance Subcommittee on Labor. (Comm. No. 324537). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 31, 2013 from

MAUREEN O'DONNELL, Chief, Bureau of Human Resources

transmitting herewith a Collective Bargaining Agreement for your consideration and approval.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED RESOLUTION

APPROVING COLLECTIVE BARGAINING AGREEMENT

WHEREAS, the Illinois Public Employee Labor Relations Act (5 ILCS 315/1 et seq.) has established regulations regarding collective bargaining with a union; and

WHEREAS, a Collective Bargaining Agreement for the period of December 1, 2010 through November 30, 2012, effective the date of approval by the Cook County Board of Commissioners, has been negotiated between the County of Cook and the Local 458-M Graphic Communications Conference, International Brotherhood of Teamsters representing Book Binders; and

WHEREAS, salary adjustments and general wage increases have already been approved and are reflected on the Appendix A included in the Collective Bargaining Agreement negotiated between the County of Cook and the Chicago Local 458-M Graphic Communications Conference, International Brotherhood of Teamsters.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby approve the Collective Bargaining Agreement between the County of Cook and the Chicago Local 458-M Graphic Communications Conference, International Brotherhood of Teamsters as provided by the Bureau of Human Resources.

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Murphy, seconded by Commissioner Reyes, moved that the Proposed Resolution be referred to the Finance Subcommittee on Labor. (Comm. No. 324538). **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated July 31, 2013 from

MAUREEN O'DONNELL, Chief, Bureau of Human Resources

transmitting herewith a Collective Bargaining Agreement for your consideration and approval.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED RESOLUTION

APPROVING COLLECTIVE BARGAINING AGREEMENT

WHEREAS, the County is obligated to pay the prevailing rate for these categories of employees pursuant to the state statute and the collective bargaining agreement between the County of Cook and the Union(s); and

WHEREAS, the unions representing this category of employees have been properly certified that the below-listed rates are the prevailing rates for the effective date(s) set forth herein; and

WHEREAS, the Annual Appropriation Bill creates Accounts 490-115, 499-115 and 899-115 for Appropriation Adjustments for the Corporate, Public Safety and Health Funds if necessary.

NOW, THEREFORE, BE IT RESOLVED, that the prevailing wages and salaries of the following positions be fixed as follows:

<u>Job Code</u>	<u>Job Classification</u>	<u>Hourly Wage Rate</u>	<u>Effective Date</u>
2335	Architectural Iron Worker Foreman	\$43.70	06/1/11 to 05/31/12
2336	Architectural Iron Worker	\$40.80	06/1/12 to 11/30/12
2335	Architectural Iron Worker Foreman	\$44.30	06/1/12 to 11/30/12
2334	Master Locksmith	\$40.80	06/1/12 to 11/30/12

In accordance with Cook County Code Section 2-107(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Steele, moved to suspend Section 2-107(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Murphy, seconded by Commissioner Reyes, moved that the Proposed Resolution be referred to the Finance Subcommittee on Labor. (Comm. No. 324539). **The motion carried unanimously.**

JUDICIARY

PROPOSED CONTRACT ADDENDUM

Transmitting a Communication, dated April 24, 2013 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Chief Procurement Officer to increase by \$234,800.00 and extend for four (4) months, Contract No. 10-41-40 with the Chicago Community Trust, Chicago, Illinois, to provide community outreach services for the Circuit Court's Mortgage Foreclosure Mediation Program.

Board approved amount 03-02-10:	\$ 250,000.00
Previous increase approved 12-14-10:	125,000.00
Previous increase approved 03-01-11:	167,000.00
Previous increase approved 07-12-11:	27,500.00
Previous increase approved 07-27-11:	632,500.00
Previous increase approved 07-10-12:	700,000.00
This increase requested:	<u>234,800.00</u>
Adjusted amount:	\$2,136,800.00

Reason: Under this proposed extension, The Chicago Community Trust (CCT) will continue to coordinate and administer community outreach services for the program. These services educate families facing foreclosure on their legal rights and the benefits of connecting with the Circuit Court's no-cost Mortgage Foreclosure Mediation Program. CCT's services include one-on-one visits, neighborhood meetings, and the distribution of informational brochures in those Cook County communities hardest hit by the mortgage foreclosure crisis. CCT does not receive an administration fee for their services. Over the past 12 months ended February 28, 2013, CCT's representatives visited more than 19,000 homes and participated in 164 community meetings and events throughout Cook County. As of March 31, 2013, there were 75,533 mortgage foreclosures pending in the Circuit Court of Cook County.

The Chicago Community Trust was originally selected to manage the program's community outreach services in March 2010 with the initiation of the program. A request for proposals

(RFP) process was conducted that year, but due to on-going and significant program enhancements and developments, the RFP did not yield satisfactory results. A new RFP is now in review with the Office of the Chief Procurement Officer. This extension will provide services while the RFP is completed.

Estimated Fiscal Impact: \$234,800.00. Contract extension: August 1, 2013, through November 30, 2013. (310-260 Account).

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Suffredin, seconded by Commissioner Daley, moved that the Chief Procurement Officer be authorized to increase and extend the requested contract. **The motion carried.**

Commissioner Collins voted "no".

JUVENILE PROBATION AND COURT SERVICES DEPARTMENT

PROPOSED CONTRACT

Transmitting a Communication, dated July 17, 2013 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute a contract with Aunt Martha's Youth Service Center, Inc. (Aunt Martha's), Olympia Fields, Illinois, for the Juvenile Probation and Court Services Department's Evening Reporting Centers Program and pre-trial services.

Reason: Aunt Martha's is recommended based upon a Request for Proposal (RFP) No.13-23-001. Aunt Martha's was the only vendor to respond to the RFP.

The Evening Reporting Centers Program combines community-based alternative detention sites with electronic monitoring. Judges order selected, nonviolent minors, both male and female, who would otherwise qualify for detention in the Cook County Juvenile Temporary Detention Center (JTDC) to one of six Centers. Approximately 40 percent of the minors subject to probation pretrial supervision are ordered to the program for up to 21 days. The Centers provide minors with highly structured and well supervised group activities during high risk periods. The program's goal is to reduce the likelihood of re-arrest and to allow minors to continue to attend school and remain at home. Juveniles are supervised five days per week from 4 p.m. to 9 p.m. in five Chicago locations and one suburban location. Staff members offer minors educational activities, recreational programming and life development workshops. Center staff also teach social/life skills to reinforce pro-social behaviors and provide tutoring support for school work. The centers provide transportation for the minors to and from home. In calendar 2012, more than 1,850 minors were admitted, for a total of more than 15,100 center service days.

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In addition to the Evening Reporting Centers Program, the contract provides for pretrial services for youth, ages 10-18, who have pending juvenile charges. Directed by judicial order, pretrial services are provided seven days a week and include group therapy, home visitation, curfew and school attendance monitoring, and referrals to services in the community. Services are coordinated by two full-time Aunt Martha's case managers, who conduct thorough assessments of the adolescent and family situations and develop responsive case plans. On average, approximately 60 juveniles every day participate in the program from 21 to 30 days.

Estimated Fiscal Impact: \$5,192,166.00 (FY 2013: \$574,776.00; FY 2014: \$1,724,320.00; FY 2015: \$1,730,720.00; and FY 2016: \$1,162,350.00). Contract period: August 1, 2013 through July 31, 2016. (326-298 Account).

Approval of this item would commit funds for Fiscal Years 2014, 2015 and 2016.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Collins, seconded by Commissioner Reyes, moved that the communication be deferred to the Board Meeting on September 11, 2013. **The motion carried unanimously.**

JUVENILE TEMPORARY DETENTION CENTER

CONTRACT ADDENDUM

Transmitting a Communication from

EARL L. DUNLAP, Transitional Administrator, Juvenile Temporary Detention Center
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to increase by \$18,311,640.91 and extend for four (4) years, Contract No. 10-41-68 with The Isaac Ray Center, Chicago, Illinois, for mental health services for residents of the Juvenile Temporary Detention Center (JTDC).

Board approved amount 12-15-09:	\$16,319,621.00
Increase requested:	<u>18,311,640.91</u>
Adjusted amount:	\$34,631,261.91

Reason: Pursuant to Clause 5(f) of the Agreed Order appointing a Transitional Administrator, Doe v. Cook County, Case No. 99 C 3945, the Office of the Transitional Administrator, in its authority as established in the Court Order entered on August 14, 2007, has selected Isaac Ray Center (IRC) to provide mental health services to residents of the JTDC. Currently, IRC provides mental health services to the JTDC in a manner that is consistent with the National Commission on Correction Health Care (NCCHC), the American Correctional Association (ACA) and the requirements set forth in a Memorandum of Agreement (MOA) approved by the Federal District Court in the case of Doe v. Cook County, Case No. 99 C 3945, and in the extension of the Memorandum of Agreement through the Modified Implementation Plan

(MIP). Because of the existing relationship that IRC currently has with the JTDC, the Office of the Transitional Administrator, in its authority, has chosen to retain Isaac Ray Center as its mental health services provider for JTDC residents. This decision was made in an effort to avoid any disruption in mental health services to the JTDC residents. The expiration date of the current contract is November 30, 2013.

Estimated Fiscal Impact: \$18,311,640.91 (FY 2014: \$4,381,893.30; FY 2015: \$4,509,990.10; FY 2016: \$4,641,929.80; and FY 2017: \$4,777,827.71). Contract extension: December 1, 2013 through November 30, 2017. (440-272 Account).

Approval of this item would commit Fiscal Years 2014, 2015, 2016 and 2017 funds.

The Chief Procurement Officer concurs.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Collins, seconded by Commissioner Reyes, moved that the Chief Procurement Officer be authorized to increase and extend the requested contract. **The motion carried unanimously.**

OFFICE OF THE MEDICAL EXAMINER

PROPOSED ORDINANCE AMENDMENT

Transmitting a Communication, dated July 10, 2013 from

STEPHEN J. CINA, M.D., Chief Medical Examiner

respectfully request authorization to amend the Cook County Medical Examiner Ordinance.

Submitting a Proposed Ordinance Amendment sponsored by

TONI PRECKWINKLE, President, ELIZABETH "LIZ" DOODY GORMAN
and JEFFREY R. TOBOLSKI, County Commissioners

Co-Sponsored by

JERRY BUTLER, EARLEAN COLLINS, JOHN A. FRITCHEY, JOHN P. DALEY,
BRIDGET GAINER, JESUS G. GARCIA, GREGG GOSLIN, STANLEY MOORE,
JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI,
DEBORAH SIMS, ROBERT B. STEELE and LARRY SUFFREDIN, County Commissioners

PROPOSED ORDINANCE AMENDMENT

AMENDMENT TO MEDICAL EXAMINER'S ORDINANCE

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 38 Health and Human Services, Sections 38-109 through 38-156 of the Cook County Code is hereby amended as follows:

ARTICLE VI. MEDICAL EXAMINER

DIVISION 1. GENERALLY

Sec. 38-110 ~~109~~. Office of coroner eliminated.

The office of Coroner of Cook County is hereby eliminated.

Sec.38-110. Definitions.

Cremation means the final disposition of human remains by means other than burial as defined in the Cremation Regulatory Act, 410 ILCS 18/1.

Disclaimed body means an identified body who has known next of kin that choose not to take responsibility for burial of the body.

Indigent means a body that is either unclaimed or disclaimed and that is without sufficient assets for burial, including private assets, public funds or Veteran's Assistance ("VA") benefits, and that will be entitled to final disposition at the expense of the public.

Unclaimed body means an identified decedent who has no known next-of-kin.

Unidentified human remains means deceased individuals, either fleshed or skeletonized, for whom the Medical Examiner cannot determine the identity after fourteen days of admission to the facility through routine means. All unidentified decedents will also be unclaimed by definition.

Sec. 38-111. Office created.

There is hereby created the Office of the Medical Examiner.

Sec. 38-112. Qualifications and appointment.

(a) The Medical Examiner must be a physician licensed by the State of Illinois to practice medicine in all its branches and must hold a certificate from the American Board of Pathology in both Forensic Pathology and Anatomic Pathology.

(b) The Medical Examiner shall be appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Board of Commissioners. The Medical Examiner, once so approved by the Board, shall serve for a term of five years. This notwithstanding, the Medical Examiner may be removed by a written request of the President to the Board of Commissioners upon a claim of negligence, malfeasance, misfeasance, immoral, illegal or unethical conduct or failure to properly execute the duties of such position, accompanied by a certification that such request is not being made pursuant to any considerations prohibited by the Shakman Consent Decree and subject to a hearing and an affirmative vote of a majority of the members of the Board of Commissioners. Upon expiration of said term, the President may reappoint the Medical Examiner to a subsequent term in the manner set forth aforesaid. For purposes of this section, the term of office of the current Medical Examiner shall be

deemed to have commenced on December 6, 2010. In case of a vacancy in the Medical Examiner position, the vacancy shall be filled in the manner set forth aforesaid.

Sec. 38-113. Duties.

The Medical Examiner has and shall exercise the powers, duties, responsibilities, functions and authority provided by ordinance for those purposes and functions. Any abuse by the Medical Examiner of the authority contained in this ordinance shall be deemed cause for removal.

Sec. 38-114. Academic appointments.

Upon the approval of the President of the Cook County Board of Commissioners, the Medical Examiner and various personnel of his/her staff may accept academic appointments consistent with their primary responsibilities to the Office of the Medical Examiner.

Sec. 38-115. Employees.

All employees of the Office of the Medical Examiner shall be County employees and subject to the rules and regulations established by the Board of Commissioners.

Sec. 38-116. Yearly budget.

The Medical Examiner of Cook County shall submit to the President of the Cook County Board of Commissioners a yearly budget requesting funds to operate and maintain the Office of the Medical Examiner.

Sec. 38-117. Cooperative agreements.

The Medical Examiner shall have the authority to negotiate cooperative agreements with other agencies having laboratory facilities; consultants; medical schools and other institutions of higher learning; organ/tissue donation agencies; and county medical societies and anatomical associations subject to the approval of the Board of Commissioners of Cook County.

Sec. 38-118. Deaths subject to investigation.

The Medical Examiner shall investigate any human death that falls within any of the following categories:

- (a) Criminal violence.
- (b) Suicide.
- (c) Accident.
- (d) Suddenly when in apparent good health.
- (e) Unattended by a practicing, licensed physician.
- (f) Suspicious or unusual circumstances.
- (g) Criminal abortion.

- (h) Poisoning or attributable to an adverse reaction to drugs and/or alcohol.
- (i) Diseases constituting a threat to public health.
- (j) Disease, injury or toxic agent resulting from employment.
- (k) During medical diagnostic or therapeutic procedures that do not include death as a reasonable possible outcome.
- (l) In any prison or penal institution.
- (m) When involuntarily confined in jail, prison, hospitals or other institutions or in Police custody.
- (n) When any human body is to be cremated, dissected or buried at sea.
- (o) ~~Unclaimed bodies~~ Unidentified human remains.
- (p) When a dead body is brought into a new medico-legal jurisdiction without proper medical certification.

Sec. 38-119. Establishing manner and cause of death.

Where a death has occurred under any of the circumstances enumerated in Section 38-118, then an investigation, including autopsy if necessary, shall be conducted sufficient to establish manner and cause of death, and the Medical Examiner shall recover and retain any and all evidence for use in the investigation. ~~He/she shall also have the authority to retain such parts of the body as he/she deems necessary in the public interest~~ The Medical Examiner shall obtain specimens necessary to determine the cause and manner of death and retain them in accordance with nationally established practice guidelines for forensic pathology. The Medical Examiner shall have the authority to retain tissue specimen necessary to determine the cause and manner of death without notification or family permission and will have the authority to retain such body parts as the Medical Examiner deems necessary in the public interest with notification to any identified next of kin. The Medical Examiner shall have the authority to dispose of retained body parts or tissue specimen in an appropriate manner consistent with law.

An investigation into a death does not necessarily imply that an autopsy will be performed. The necessity of an autopsy will be determined by the Medical Examiner on the criteria specified in 38-118 and generally accepted guidelines for conducting medicolegal death investigations.

Sec. 38-120. Death certificate.

The Medical Examiner, upon completion of his/her investigation and examination, shall cause a death certificate to be issued specifically setting forth the cause, circumstances and manner of death, if determinable, or if undeterminable, so state.

Sec. 38-121. Death from criminal conduct; procedure.

(a) If it is the Medical Examiner's opinion that any death may have resulted from the criminal conduct of persons other than the deceased, he/she shall immediately notify the Office of the State's Attorney or police agency charged with conducting the investigation.

(b) The Medical Examiner shall notify the proper governmental agency where, in his/her opinion, a death resulted from an industrial hazard, from an infectious disease process, poison or toxin potentially hazardous to the general public, from a traffic hazard or from a common public practice which carries hazards to life or health.

Sec. 38-122. Death subject to investigation, duty to notify.

(a) Any person, including, but not limited to, any law enforcement officer, physician, nurse, ambulance attendant, hospital director or administrator, or funeral director who may become aware of a death subject to investigation under Section 38-118 may immediately report such death to the Office of the Medical Examiner or to any law enforcement officer; any such report to a law enforcement officer shall be immediately transmitted to the Medical Examiner.

(b) Upon receipt of such report, the Medical Examiner or his/her appointed representative shall go to the location of the body and take charge of same, and shall begin his/her investigation with an examination of the scene.

(c) No person shall disturb the scene of such death, nor shall any person handle, move, disturb, undress, embalm, or remove the body from the position in which it is found, until authorized by the Medical Examiner or his/her appointed representative, except for the purpose of preserving such body from damage or destruction, or in such cases as may be authorized by the Medical Examiner. Whenever the Medical Examiner shall lawfully assume jurisdiction of a body, it shall not be removed or released from his/her jurisdiction except upon his/her direction and consent.

Sec. 38-123. Order to disinter.

The Medical Examiner may petition the Circuit Court for an order to disinter for the purpose of investigation or autopsy or both.

Sec. 38-124. Permission required for removal.

No dead human body whose death may be subject to investigation under Section 38-118, or the personal property of such a deceased person, shall be handled, removed, disturbed, embalmed or removed from the place of death by any person except with the permission of the Medical Examiner, unless the same shall be necessary to protect life, safety, or health.

Sec. 38-125. Decedent's personal property.

(a) The Medical Examiner shall cause an inventory to be taken whenever any valuable personal property, money or papers are found upon or near a dead human body whose death may be subject to investigation under Section 38-118

(b) The Medical Examiner or his/her properly authorized subordinate shall take charge of the same and deliver the same to those entitled to its care and possession, or otherwise properly dispose of the same; but if not claimed, the Medical Examiner after retention of said personal property for one year and after giving ten days' notice of the time and place of sale, shall sell such property, and after deducting Medical Examiner's expenses, deposit the proceeds thereof, and the money and papers so found, with the County Treasurer, taking his/her receipt therefore, there to remain subject to the order of the legal representatives of the deceased, if claimed within five years thereafter, or if not claimed within that time, to be used to offset the costs for indigent burials.

Sec. 38-126. Procedures and powers in investigation into cause of death.

(a) The Medical Examiner shall have the power to establish and supervise the procedures to be utilized in the conduct of investigations necessary to establish the cause and manner of death. The Medical Examiner, at his/her option, shall have the power to call and conduct public hearings in cases of public interest.

(b) The Medical Examiner shall have the power to issue subpoenas requiring persons to give information under oath and to produce books, records, papers or such other documents or objects the Medical Examiner shall deem necessary to establish the cause or manner of death. The Medical Examiner or a hearing officer acting in his/her behalf shall have the power to administer the necessary oath or affirmation to such witness. Any witness appearing at an investigation or public hearing shall have the right to be represented by counsel.

(c) The Medical Examiner shall have the power to request and obtain medical records within 24 hours of the first day of business operations of a hospital or physician's office that has treated a decedent under investigation by the Medical Examiner.

(d) The Medical Examiner shall have the power to request and obtain hospital admission blood samples on any in-hospital death under investigation by the Medical Examiner. Hospitals shall retain admission blood samples for 24 hours following the death of a patient who will fall under investigation by the Medical Examiner as described in Section 38-118.

(e) Violation of the terms of this section will be subject to the terms delineated in Section 38-138.

Sec. 38-127. Decedent under spiritual treatment.

The Medical Examiner shall not be precluded, in making his/her investigation, from consulting with the decedent's next of kin, personal representative, friends, or the person designated in writing by the decedent, where the decedent was under treatment by prayer or spiritual means alone in accordance with the tenets and practices of a well-recognized church or religious denomination, nor shall this ordinance be construed to require an autopsy solely by reason of the fact that the decedent was under treatment by prayer or spiritual means alone.

Sec. 38-128. Permit required for disposition of body; fee.

No person shall cause the remains of any dead human body within Cook County to be cremated, dissected or buried at sea without first obtaining a permit from the Medical Examiner. The cost of the permit shall be \$50.00.

Sec. 38-129. Permit to cremate.

Where the remains of any dead human body are to be cremated, dissected or buried at sea, thus becoming unavailable for later examination; it shall be the duty of the funeral director or person having custody of the dead human body to obtain from the Medical Examiner a permit. The Medical Examiner's Permit shall be presented to the local registrar in applying for the permit for disposition of a dead human body provided for in 410 ILCS 535/21 of the "Vital Records Act," as heretofore or hereafter amended, and the local registrar shall attach the Medical Examiner's permit to cremate to the permit for disposition of a dead human body which is issued. No crematory shall cremate a dead human body unless a permit for

disposition of a dead human body with an attached Medical Examiner's Permit has been furnished to authorize the cremation.

Sec. 38-130. Release of the body.

Upon completion of the Medical Examiner's investigation and examination, the Medical Examiner shall release the body of the decedent to the decedent's next of kin, personal representative, friends, or to the person designated in writing by the decedent or to the funeral director selected by such persons, as the case may be, for proper disposition and none of the duties or powers of the Medical Examiner enumerated in this ordinance shall be construed to interfere with or control the right of such persons to the custody and proper disposition of the decedent upon completion of the Medical Examiner's investigation. If there are no such persons, the Medical Examiner ~~shall cause the proper disposition of the decedent, if sufficient, if not, by an appropriate government agency, in his/her sole discretion, shall cause the unclaimed body or the remains to be decently buried, cremated, or donated for medical science purposes.~~ The Medical Examiner shall have the power to dispose of any body in accordance with the "Cadaver Act," 410 ILCS 510 et seq.

Sec. 38-131. Records to be kept.

(a) The Medical Examiner shall keep full and complete records properly indexed, giving the name, if known, of every person whose death is investigated, the place where and the date when the body was found and the date of death, if known. In case the name of the decedent is not known, the Medical Examiner shall prepare a description [of the] person and enter the same upon his/her records, together with all facts and circumstances of the death which may be known, and which may later lead to the identification of the dead person.

(b) It shall be the duty of the Medical Examiner to keep on file in his/her office full and complete records of all deaths coming under his/her jurisdiction, together with his/her conclusions therein.

(c) Upon completion of investigation and any related criminal proceeding, the official report of the Medical Examiner's investigation shall be made available for inspection to any person with substantial or important interest upon written request. A copy of the official report may be obtained upon payment of the duplication fee. This shall not foreclose access to other records where appropriate.

Sec. 38-132. - Advisory committee.

(a) There shall be created a Medical Examiner's Advisory Committee made up of 11 members appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Board of Commissioners. Members shall include, but are not limited to, at least one person from each of the following categories:

- (1) A member of the medical profession,
- (2) A clergyperson,
- (3) A funeral director,
- (4) An attorney from the Cook County State's Attorney Office,
- (5) A Commissioner representing the people of Cook County,

- (6) A member of the Chicago Police Department,
- (7) A representative from the Cook County Sheriff's Office, and
- (8) A member of the public.

(b) The members of this committee shall serve without pay.

(c) The members of this committee shall attend meetings to be held at the Medical Examiner's Office on a quarterly basis, beginning with the third quarter of the fiscal year in which this Ordinance is enacted.

(d) The committee shall prepare an annual report. The report shall be distributed to the individual members of the Board of Commissioners and the President's Office before January 31 of each year. The report shall include minutes of meetings of the Advisory Committee over the past year, including a list of attendees at each meeting, and recommendations for improving operations of the Medical Examiner's Office and service to the residents of Cook County. The Medical Examiner's Office shall provide administrative support as necessary.

(e) The members of the committee shall have a fiduciary responsibility to protect the dignity of the deceased that are brought into the Cook County Medical Examiner's Office.

Sec. 38-133. Death caused by wrongful act; liability for expenses incurred.

Any person, individual, partnership, corporation, firm, company, trust, estate, political subdivision, state agency, or any other legal entity who causes the death of a decedent by a wrongful act, carelessness, or negligence which shall be subject to a Medical Examiner's investigation shall be liable to pay any and all expenses incurred by such investigation and the associated burial expenses. The same shall be recoverable by the county.

Sec. 38-134. Transportation costs.

All transportation costs of the body incident to the Medical Examiner's investigation shall be recoverable from the estate of the deceased. The Medical Examiner shall have no responsibility or obligation to arrange for transportation of bodies to the Medical Examiner's facility.

Sec. 38-135. Fees.

The Medical Examiner shall charge the following fees with the amounts as set in Section 32-1 of this Code.

- (1) Autopsy report.
- (2) Toxicology report.
- (3) Miscellaneous reports, including artist's drawings, but not including police reports.
- (4) Permit to cremate a dead human body obtained from the Office of the Medical Examiner, by facsimile or electronic filing.

- (5) Return fee. The Return Fee is charged to funeral homes that pick up bodies from the Medical Examiner's Office and then request to return them to the Office after determining that the family has no funds for burial. This cost would include the cost of the burial shell and the burial cost.
- (6) Death certificate amendment fee. Fee is charged if the amendment is made later than one year of the person's death (due to a return by Funeral Home). The Office of the Medical Examiner is charged by the Illinois Department of Vital Records for amendments made to a death certificate after one year of the death.
- (7) Storage fee. This fee covers ~~the~~ bodies returned (by ~~the~~ Funeral Homes) to the Office of the Medical Examiner for storage while families secure funds for burial services and bodies brought to the Medical Examiner's Office from hospice, nursing homes, and hospitals for cases not falling under Medical Examiner jurisdiction as defined in Sec. 38-118. This "storage fee" would replace the "return fee" if a funeral home returns a body and picks it up again within ten days. If the body is not picked up within ten days, the body will be held and buried by the County according to the standard operating procedures of the Medical Examiner. This "storage fee" discourages the use of the Office of the Medical Examiner as a storage location by funeral homes and also encourages the funeral directors to verify that families have funds for burial prior to removing a body from the Office of the Medical Examiner. The ability to accept cases for storage will be at the discretion of the Medical Examiner and will depend on the current and anticipated morgue census. This "storage fee" discourages the use of the Office of the Medical Examiner as a storage location for non-Medical Examiner cases or cases that have been discharged from the Medical Examiner's Office to funeral homes and encourages funeral directors to verify that families have funds for burial prior to removing a body from the Office of the Medical Examiner. In the cases of funeral homes, this "storage fee" would replace the "return fee" if a funeral home returns a body and picks it up again within ten days. If the body is not picked up within ten days, the body will be held and buried by the County according to the standard operating procedures of the Medical Examiner.
- (8) Photographs, radiographs, and histology slides.
- (9) Charge to non-county owned hospitals for the acceptance of fetal remains not falling under the jurisdiction of the Medical Examiner.
- (10) Confirmation of death letter.
- (11) Tissue procurement morgue use fee. Fee charged to a certified facility or program seeking to procure tissue from bodies located at the Medical Examiner's Office. The fee covers tissue procurement per body by a tissue procurement facility or program authorized by the Medical Examiner.
- (12) Student rotation fee. Fee charged to institutions providing student rotations at the Medical Examiner's Office to offset the County's costs for disposable supplies as well as the staff time supervising the student rotation.
- (13) Staff supervision of external experts. Fee charged to individuals requesting to review slides, images and/or records at the Medical Examiner's Office to offset staff costs for supervising such review.

- (14) Toxicology send out fees. Fee charged for processing, packaging and shipping specimens to reference labs at the request of the decedent's next of kin for testing.
- (15) Lab use fee. Fee charged to institutions authorized by the Medical Examiner and County Board to use the Medical Examiner's Office and supplies for teaching purposes.
- (16) Expert witness fees. Fees will be charged to attorneys for expert consultation and trial/deposition time for the Chief Medical Examiner, Assistant Chief Medical Examiner Assistant Medical Examiners, and Toxicologists as well as their travel time and case review time for Medical Examiner cases leading to civil litigation. Such fees will not apply to criminal proceedings related to Medical Examiner cases.

Sec. 38-136. Debt due County.

All fees and expense reimbursements shall constitute a debt due the County of Cook and be paid to the Medical Examiner who shall deposit the same with the County Treasurer on the last day of every month.

Sec. 38-137. Impersonation unlawful.

It shall be unlawful for any individual to impersonate the Medical Examiner and/or any Medical Examiner investigator.

Sec. 38-138. Penalty for violation.

Any person who knowingly violates any provision of this ordinance shall be fined not more than \$1,000.00 and imprisoned not more than six months.

Sec. 38-139. Annual report.

The Medical Examiner shall prepare and submit to the Cook County Board of Commissioners an annual report of the activities of his/her office.

Sec. 38-140. Medical Examiner fees.

Effective December 1, 2012, the Medical Examiner Fees Fund established on March 1, 2011 is hereby eliminated and all fees in the Medical Examiner Fee Fund on or before November 30, 2012 and all of the various fees of the Office of the Medical Examiner received on or after December 1, 2012 shall be transferred or deposited into the County's general fund and placed into an account designated for use by the Office of the Medical Examiner as noted by the Budget Director. All of the various fees collected by the Office of the Medical Examiner will continue to be used solely for the purchase of electronic and forensic identification equipment or other related supplies and operating expenses of the Medical Examiner's Office.

Sec. 38-141. Notice of possession of an identified body.

(a) Whenever the Cook County Medical Examiner's Office takes possession of an identified body or the remains of a body the Medical Examiner's Office is hereby required to ~~obtain~~ request verification from the investigating police agency that the decedent's next of kin has been notified ~~by the appropriate parties~~ that the body is in the possession of the Medical Examiner's Office. The Medical Examiner's Office shall keep a detailed record of such requests for verification of notifications, the date

and time of notification, the name and contact information of the next-of-kin, and the date and time of the receipt of the body. In the event that the appropriate law enforcement authority is unable to locate the next of kin within 48 72 hours of the body arriving at the Medical Examiner's Office, the Medical Examiner's Office shall obtain verification that the next of kin cannot be initially located but shall continue to work with the investigating agency to verify notification of next-of-kin and shall log these efforts. The Medical Examiner's Office shall retain such records in the case file for a period of at least two years. As described in Section 38-125 all personal possessions of the decedent shall be recorded.

(b) In the event the Medical Examiner's Office cannot obtain verification that next of kin has been notified that the decedent's body is in the possession of the Medical Examiner's Office, the Medical Examiner's Office may seek the assistance of the Chicago Police Department, Cook County Sheriff's Office, Public Administrator, or any other relevant agency and will keep a log of identification efforts.

Sec. 38-142. Retention of an identified decedent.

(a) Where the Medical Examiner has no legal reason for retaining a body and no person(s) can or will take responsibility for the final disposition of the decedent, the Medical Examiner shall have the authority to properly dispose of a body through burial or cremation within 60 days of notifying the next of kin (if known), unless there is reason to believe that the deceased may be a veteran of the U.S. Armed Forces. Where the Medical Examiner's Office has reason to believe that the decedent may be a veteran of the U.S. Armed Forces, the Medical Examiner's Office shall have up to 90 days to properly dispose of the body.

(b) The Medical Examiner's Office is hereby authorized to seek certification from the decedent's next of kin (if known) that the decedent is not a veteran of the U.S. Armed Forces. In the event that such certification is obtained and the next of kin cannot or will not assume responsibility for final disposition, the Medical Examiner's Office shall properly dispose of the body within 60days.

(c) Notwithstanding other provisions in this section, if the Medical Examiner determines that an identified body needs to be retained longer than permitted then the Medical Examiner shall provide a written report to the Advisory Committee and to the Board of Commissioners stating the reason for retention. The Medical Examiner shall report to the Cook County Board on this matter quarterly.

(d) An identified body will be considered potentially "indigent" (either unclaimed or disclaimed) if, after fourteen days, there are no apparent funds for burial. At that point the body will be eligible for donation or educational purposes in accordance with the Illinois Compiled Statutes 410 ILCS 510 Cadaver Act. Prior to releasing the body for donation or educational purposes, an additional three days will be spent notifying the next-of-kin (if known), attempting to verify and locate next-of-kin (if not known) and confirming that the decedent is not eligible for a non-County funded burial or VA benefits.

(e) Indigent remains will be buried or cremated at County expense as soon as practical provided that there are no funds for burial, the next-of-kin has refused to take responsibility for final disposition of the remains, and that the decedent is not entitled to burial through non-County funds or VA benefits.

(f) Unidentified remains will be buried once all reasonable investigative and scientific efforts have been made to identify the body. Unidentified remains will not be cremated.

Sec. 38-143. Decedents disposed at public expense.

(a) Indigent Decedents. If a decedent's next of kin is financially unable to cover the costs related to final disposition, the decedent may be buried or cremated at public expense. To qualify for final disposition at public expense, both the decedent and the person legally responsible for the disposition of the remains must be legally indigent and not eligible to receive any funds to cover the cost of the burial from any federal or state source, e.g., Veterans Assistance, Public Aid. Any decedent in the custody of the Office of the Medical Examiner who has not been claimed by the decedent's next of kin or known personal representative, if any, within 14 days shall be subject to final disposition by the Medical Examiner by any means authorized by this Chapter 38. An additional three days will be taken to contact the next of kin, if known, and other appropriate agencies to determine whether alternative burial funds are available prior to release of the body for medical science purposes.

DIVISION 2. – DISPOSITION BY BURIAL OR CREMATION **OF INDIGENT, UNCLAIMED AND UNKNOWN UNIDENTIFIED BODIES**

Sec. 38-150. Contracts with cemeteries.

The Medical Examiner, subject to County Board approval, shall only contract with cemeteries for the burial of indigent, unclaimed and ~~unknown-unidentified~~ bodies in accordance with the provisions of the Resolution Requiring for Certain Bid and Contract Specifications Relating to the Burial of Indigent, Unclaimed, Disclaimed and ~~Unknown~~ Unidentified Decedents.

Sec. 38-151. DNA collection from ~~unknown~~ unidentified decedents.

The Office of the Medical Examiner shall collect and retain a sufficient DNA sample from ~~Unknown unidentified~~ Decedents and ~~unknown~~ unidentified skeletal remains. ~~For the purposes of this section, Unknown Decedents shall be defined as deceased individuals for whom the Medical Examiner cannot conclusively determine the identity. This characterization shall include fleshed and skeletal remains.~~ Within 90 days of DNA sample collection, such samples shall be forwarded to the Illinois State Police to be handled in accordance with relevant policies and procedures for such samples, as determined by the Illinois State Police. At the discretion of the Medical Examiner and after consultation with the Illinois State Police, tissues for DNA analysis may be routed to an alternate accredited laboratory for analysis.

Sec. 38-152. Number of bodies per casket.

Each coffin or burial shell sent by the Medical Examiner to a contracting cemetery authority shall contain the remains of only one indigent, unclaimed or unknown decedent. In the case of infants and fetuses, the Medical Examiner shall be permitted to place multiple infants and fetuses in a single burial shell, provided that there shall exist a physical barrier separating each set of remains within each such burial shell. No other tissues or skeletal remains, human or otherwise, shall be permitted in such shell.

Sec. 38-153. Unique personal identifiers.

Prior to the burial or interment of an indigent, unclaimed or ~~unknown~~ unidentified individual, the Office of the Medical Examiner shall affix one nonbiodegradable Unique Personal Identifier tag to the outside of the burial shell. Such tag shall be stamped or inscribed with the decedent's name, age and year of death, if known. The Office of the Medical Examiner shall additionally affix at least one nonbiodegradable Unique Personal Identifier tag to the individual deceased person's physical remains.

Sec. 38-154. Documentation to be released to contracting cemetery.

Upon the release of indigent, unclaimed and unknown individuals to the contracting cemetery authority, the Office of the Medical Examiner shall provide information for the cemetery's interment book as provided in the Resolution Requiring for Certain Bid and Contract Specifications Relating to the Burial of Indigent, Unclaimed, Disclaimed and ~~Unknown~~ Unidentified Decedents. The information provided by the Office of the Medical Examiner to the contracting cemetery for record shall include the decedent's name, if known. If the decedent's name is unknown, as much information as possible regarding the gender, race and distinguishing characteristics of the decedent shall be listed.

Sec. 38-155. Medical examiner burial oversight and affidavit form.

Upon the release of decedents from the Office of the Medical Examiner for burial under this Division 2, an administrator or investigator from The Office of the Medical Examiner shall accompany the vehicle transporting such decedents from the location of pickup of such decedents to the contracting cemetery site. Said individual shall also be present to oversee the burial process in its entirety and shall be required to complete a sworn affidavit to be established by the Office of the Medical Examiner. The affidavit shall delineate each of the elements to be complied with pursuant to the Resolution Requiring for Certain Bid and Contract Specifications Relating to the Burial of Indigent, Unclaimed and Unknown Decedents and shall attest that the contracting cemetery authority is in compliance with the specifications for burial as provided therein. The Office of the Medical Examiner shall retain all such completed affidavits along with the accompanying death record.

Sec. 38-156. Disposition by burial or cremation.

In addition to burial at public expense, subject to the authorization of the County Board of Commissioners, the Medical Examiner may enter into contracts or agreements for providing alternative means of final disposition for unclaimed and disclaimed human remains, such as cremation. Unidentified remains shall not be cremated or otherwise rendered non-recoverable. Cremated remains will be individually stored at the Medical Examiner's Office for a period of two years during which time the next-of-kin may claim the remains. Unclaimed cremated remains will be disposed of in accordance with applicable laws and regulations.

BE IT FURTHER ORDAINED, by the Cook County Board of Commissioners, that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below-listed sections shall be as shown below:

Code Section	Description	Fees, Rates, Charges (in dollars)
CHAPTER 38, HEALTH AND HUMAN SERVICES		
38- 135(a)(1)	Autopsy report	50.00
38- 135(a)(2)	Toxicology report	25.00
38- 135(a)(3)	Miscellaneous reports, including artist's drawings, but not including police reports	25.00

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38- 135(a)(4)	Permit to cremate a dead human body	50.00
38- 135(a)(5)	Return fee	300.00
38- 135(a)(6)	Death certificate amendment fee	20.00
38- 135(a)(7)	Storage fee, per day (not to exceed \$500.00)	50.00
38- 135(a)(8)	Photographs, radiographs, histology slides	actual cost or \$3.00 whichever is greater
38- 135(a)(9)	Charge to non-county owned hospitals for the acceptance of fetal remains not falling under the jurisdiction of the medical examiner, per fetus	100.00
38- 135(a)(10)	Confirmation of death letter, per letter	5.00
38- 135(a)(11)	Tissue procurement morgue use fee, per case	250.00
38- 135(a)(12)	<u>Student rotation fees</u>	<u>500.00/month</u>
38- 135(a)(13)	<u>Staff supervision of external experts fee</u>	<u>100.00/hour (one hour minimum)</u>
38- 135(a)(14)	<u>Toxicology send-out fee</u>	<u>100.00</u>
38- 135(a)(15)	<u>Laboratory use fee</u>	<u>100.00/week (subject to waiver)</u>
38- 135(a)(16)	<u>Expert witness fee, Chief Medical Examiner</u>	<u>\$500.00/hour (one hour minimum)</u>
38- 135(a)(16)	<u>Expert witness fee, Assistant Chief Medical Examiner</u>	<u>\$450.00/hour (one hour minimum)</u>
38- 135(a)(16)	<u>Expert witness fee, Assistant Medical Examiners and Toxicologists</u>	<u>\$400.00/hour (one hour minimum)</u>

Effective date: This amended Ordinance shall be in effect immediately upon adoption.

Commissioner Daley, seconded by Commissioner Sims, moved that the Proposed Ordinance Amendment be referred to the Committee on Finance. (Comm. No. 324524). **The motion carried unanimously.**

RESOLUTION

Transmitting a Communication, dated July 24, 2013 from

DR. STEPHEN J. CINA, M.D., Cook County Medical Examiner

respectfully submitting a Proposed Resolution to accept, on behalf of the Medical Examiner Advisory Committee, a donation from Wenta Monument Co. of a black granite head stone to be placed as a memorial to the indigent buried at Homewood Memorial Gardens Cemetery.

**13-R-349
RESOLUTION**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT,
ELIZABETH 'LIZ' DOODY GORMAN AND GREGG GOSLIN, COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY,
JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA, STANLEY MOORE,
JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER,
PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE,
LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

INDIGENT MEMORIAL HEAD STONE

WHEREAS, historically, Cook County Government has provided for the burial of unclaimed indigent decedents in Cook County; and

WHEREAS, the President and Members of the Cook County Board of Commissioners have always been dedicated to ensuring that these indigent decedents are remembered and buried with respect; and

WHEREAS, the Cook County Medical Examiner's Office is charged with oversight to ensure the integrity of any final dispositions of indigent Cook County decedents buried at County expense; and

WHEREAS, currently indigent Cook County decedents under the jurisdiction of the Medical Examiner's Office are being buried in one section of Homewood Memorial Gardens Cemetery; and

WHEREAS, the Cook County Medical Examiner Advisory Committee has advised the Board of Commissioners that the current burial site at Homewood Memorial Gardens Cemetery is unmarked and without identifiable headstones for the indigent decedents; and

WHEREAS, the Cook County Medical Examiner Advisory Committee supports a memorial for the indigent decedents buried at County expense and has been offered a donation to Cook County by Wenta Monument Co. of an engraved memorial stone to mark the placement of the indigent at Homewood Memorial Gardens Cemetery.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Members of the Cook County Board of Commissioners, do hereby authorize the President on behalf of Cook County and the Cook County Medical Examiner Advisory Committee to accept the donation of the engraved memorial stone and finalize an engraving that properly represents the President's and Cook County Board of

Commissioners' sentiments of dignity and respect, and make the necessary arrangements for the placement of said stone to mark the graves of the Cook County indigent decedents.

Approved and adopted this 31st day of July 2013.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Gorman, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

DEPARTMENT OF PLANNING AND DEVELOPMENT

Neighborhood Stabilization Program (NSP) Income Acceptance

Transmitting a Communication, dated July 11, 2013 from

HERMAN BREWER, Chief, Bureau of Economic Development

The Department of Planning and Development within the Bureau of Economic Development respectfully request for authorization to accept ongoing program income receipts in the anticipated amounts of Four Million (\$4,000,000.00) and Four Hundred Thousand (\$400,000.00) respectively pertaining to Neighborhood Stabilization Program (NSP) 1 and 3 funding. The County previously received NSP financing from the U.S. Department of Housing and Urban Development (HUD) via two (2) grant allocations for the support of housing development and neighborhood revitalization activities.

All NSP 1 assisted projects have been completed and are pending resale. Construction of NSP 3 assisted developments is ongoing with completion anticipated by the end of 2013. As such, it is anticipated that the aforementioned program income receipts, based upon the resale of previously NSP-assisted ownership housing, will be received by the County on an ongoing basis throughout the end of 2014.

I respectfully request approval of this request and authorization to proceed to receive and process on behalf of the County of Cook, any and all program income receipts as well as to execute any documents necessary to redeploy these dollars for eligible program purposes as appropriate including, but not limited to, funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this request of the Honorable Body will permit staff to proceed to receive and deposit program income as well as recirculate related funds for eligible program purposes in compliance with HUD rules.

Estimated Fiscal Impact: None. Receipts (NSP1): \$4,000,000.00. (75309 Account - NSP 1). Receipts (NSP 3): \$400,000.00. (75311 Account - NSP 3).

Commissioner Garcia, seconded by Commissioner Murphy, moved that the request of the Chief of the Bureau of Economic Development be approved. **The motion carried unanimously.**

PROPOSED RESOLUTIONs

Transmitting a Communication, dated July 12, 2013 from

HERMAN BREWER, Chief, Bureau of Economic Development

respectfully submitting this Resolution regarding Cabot III-IL1W10, LLC's request for a Class 6b property tax incentive for special circumstances and substantial rehabilitation of an industrial building located at 2250 Arthur Avenue, Elk Grove Village, Illinois. The applicant has leased the property to RelaDyne for warehousing and distribution of automotive and industrial supplies and equipment.

Cabot III-IL1W10, LLC requests approval of the tax incentive based on the special circumstances that the property has been vacant for more than 24 months; there has been no purchase for value; and substantial rehabilitation will be completed under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President and ELIZABETH "LIZ" DOODY GORMAN, County Commissioner

PROPOSED RESOLUTION

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Cabot III-IL1W10, LLC and Resolution No. 55-12 from the Village of Elk Grove Village for an abandoned industrial facility located at 2250 Arthur Avenue, Elk Grove Village, Cook County, Illinois, County Board District #17, Property Index Number: 08-35-403-057-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value. Qualifying industrial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for the purpose of Class 6b; and

WHEREAS, in the case of abandonment of over 24 months and no purchase for value by a disinterested buyer, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires a Resolution by the County Board validating the property is deemed abandoned for the purpose of Class 6b; and

WHEREAS, the Cook County Board of Commissioners has determined that the building has been abandoned for 26 months, at the time of application, with no purchase for value and that special circumstances are present; and

WHEREAS, the re-occupancy will retain 25 full-time jobs and one (1) part-time job; create an estimated seven (7) new full-time jobs and one (1) part-time job and 10-30 construction jobs; and

WHEREAS, the Village of Elk Grove Village states the Class 6b is necessary for development to occur on this specific real estate. The municipal Resolution cites the special circumstances include that the property has been vacant for over 24 months; there will be no purchase for value; and is in need of substantial rehabilitation; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the property located at 2250 Arthur Avenue, Elk Grove Village Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Commissioner Garcia, seconded by Commissioner Murphy, moved that the Proposed Resolution be referred to the Finance Subcommittee on Real Estate and Business and Economic Development. (Comm. No. 324525). **The motion carried unanimously.**

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Transmitting a Communication, dated July 12, 2013 from

HERMAN BREWER, Chief, Bureau of Economic Development

respectfully submits this Resolution regarding Prologis-Exchange IL (4), LLC's request for a Class 6b property tax incentive for special circumstances and substantial rehabilitation for an industrial building located in unincorporated Cook County at 3001-3007 Malmo Drive, Arlington Heights, Illinois. The applicant intends to utilize the House of Doolittle for the manufacturing of quality recycled desk pads, calendars and appointment books.

Prologis-Exchange IL (4), LLC requests approval of the tax incentive based on the special circumstances that the property has been vacant for more than 24 months; there has been no purchase for value; and substantial rehabilitation will be completed under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President and TIMOTHY O. SCHNEIDER, County Commissioner

PROPOSED RESOLUTION

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b incentive that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Prologis-Exchange IL (4), LLC located in an unincorporated area of Cook County for an abandoned industrial facility located at 3001-3007 Malmo Drive, Arlington Heights, Cook County, Illinois, County Board District #15, Property Index Numbers: 08-23-202-017-0000 and 08-23-202-046-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, the real estate is located in an unincorporated area of Cook County, the Cook County Board must by lawful Resolution or ordinance, expressly state that it supports and consents to the filing of a Class 8 Application and that it finds Class 8 necessary for development to occur on the subject property; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value. Qualifying industrial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for the purpose of Class 6b; and

WHEREAS, Class 8 requires the validation of the County Board in the case of abandonment of over 24 months and no purchase for value by a disinterested buyer, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, the Cook County Board of Commissioners has determined that the building has been abandoned for 25 months, at the time of application, with no purchase for value and that special circumstances are present; and

WHEREAS, the applicant estimates that the re-occupancy will create 40 to 50 new full-time jobs and create 30 construction jobs; and

WHEREAS, the County of Cook finds that the Class 6b tax incentive is necessary for development to occur on this specific real estate located in unincorporated Cook. The County of Cook further cites that the subject property has been vacant and unused for more than 24 months; there has been no purchase for value; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners validate the property located at 3001-3007 Malmo Drive, Arlington Heights, Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Commissioner Garcia, seconded by Commissioner Murphy, moved that the Proposed Resolution be referred to the Finance Subcommittee on Real Estate and Business and Economic Development. (Comm. No. 324526). **The motion carried unanimously.**

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Transmitting a Communication, dated July 12, 2013 from

HERMAN BREWER, Chief, Bureau of Economic Development

respectfully submits this Resolution regarding Forty Foot High Realty, LLC's request for a Class 6b property tax incentive for special circumstances and substantial rehabilitation for an industrial building located at 55 Allendale Drive, Wheeling, Illinois. The applicant has leased the property to Aargus Plastic for the manufacturing of industrial and commercial plastic products, including trash and box liners.

Forty Foot High Realty, LLC requests approval of the tax incentive based on the special circumstances that the property has been vacant for less than 24 months; has been purchased for value; and substantial rehabilitation will be completed under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President and GREGG GOSLIN, County Commissioner

PROPOSED RESOLUTION

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Forty Foot High Realty, LLC and Resolution No. 12-76 from the Village of Wheeling for an abandoned industrial facility located at 55 Allendale Drive, Wheeling, Cook County, Illinois, County Board District #14, Property Index Numbers: 03-03-401-012-000 and 03-03-401-013-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value, qualifying industrial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property

from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for purpose of Class 6b; and

WHEREAS, in the case of abandonment of less than 24 months and purchase for value, by a purchaser in whom the seller has no direct financial interest, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires the validation by the County Board of the shortened period of qualifying abandonment in cases where the facility has been abandoned for less than 24 consecutive months upon purchase for value; and

WHEREAS, the Cook County Board of Commissioners has determined that the building was abandoned for 18 months at the time of application, and that special circumstances are present; and

WHEREAS, the applicant estimates that the re-occupancy will create 40 new full-time jobs and 12 construction jobs; and

WHEREAS, the Village of Wheeling states the Class 6b is necessary for development to occur on this specific real estate. The municipal Resolution cites the special circumstances indicating that the property has been vacant for less than 24 months; will be purchased for value pending approval of the Class 6b; and is in need of substantial rehabilitation; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the property located at 55 Allendale, Wheeling, Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Commissioner Garcia, seconded by Commissioner Murphy, moved that the Proposed Resolution be referred to the Finance Subcommittee on Real Estate and Business and Economic Development. (Comm. No. 324525). **The motion carried unanimously.**

BID OPENING

July 17, 2013

Honorable President and Members
Board of Commissioners of Cook County

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Wednesday, July 17, 2013, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

SHANNON E. ANDREWS, Chief Procurement Officer, overseeing the Bid Opening.

<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
1313-12775	Rental of paving equipment	Department of Transportation and Highways

By consensus, the bids were referred to their respective departments for review and consideration.

July 19, 2013

Honorable President and Members
Board of Commissioners of Cook County
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Friday, July 19, 2013, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

SHANNON E. ANDREWS, Chief Procurement Officer, overseeing the Bid Opening.

<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
1322-12826	Raised floor server room floor maintenance	Bureau of Technology

By consensus, the bids were referred to their respective departments for review and consideration.

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July 24, 2013

JOURNAL OF PROCEEDINGS FOR JULY 31, 2013

Honorable President and Members
Board of Commissioners of Cook County
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Wednesday, July 24, 2013, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

SHANNON E. ANDREWS, Chief Procurement Officer, overseeing the Bid Opening.

<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
1381-12643	Shredder	Department of Corrections
1322-12858	Dock cleaning	Bureau of Technology

By consensus, the bids were referred to their respective departments for review and consideration.

DEPARTMENT OF RISK MANAGEMENT

PROPOSED CONTRACT

Transmitting a Communication, dated June 24, 2013 from

DEANNA ZALAS, Director, Department of Risk Management
and
SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to enter into and execute Contract No. 12-18-122 with Wage Works, Inc., San Mateo, California, for Flexible Spending Account (FSA) administration.

Reason: A Request for Proposal (RFP) was issued in 2012 for these benefits. Seven (7) firms responded to the RFP and three (3) were rated as qualified: Automatic Data Processing, P&A Administrative Services, Inc. and Wage Works, Inc. Wage Works, Inc. was selected as it has satisfactorily served as the Flexible Spending Account administrator for the County since 2006. For this contract, Wage Works, Inc. proposed a reduction in its monthly expense by 3% over current pricing. WageWorks, Inc. is an industry leader and the largest independent provider of consumer directed benefit programs for flexible spending accounts.

Currently 3,100 employees are enrolled in the FSA program. Elections for flexible spending accounts must be made during the annual open enrollment period.

Estimated Fiscal Impact: \$3.85 per participant per month, not to exceed \$484,176.00. Actual charges are contingent upon employee enrollment. Contract period: August 1, 2013 through July 31, 2016 with two (2) one-year renewals. Various Fixed Charges Departments Account 827.

Approval of this item would commit Fiscal Years 2014, 2015 and 2016 funds.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Sims, moved that the communication be referred to the Committee on Finance. (Comm. No. 324523). **The motion carried unanimously.**

SOCIAL SERVICE DEPARTMENT

GRANT AWARD RENEWAL

Transmitting a Communication, dated July 9, 2013 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization to renew a grant in the amount of \$28,065.00 from the Illinois Department of Human Services to provide court-ordered counseling services to domestic violence offenders who have been found guilty of misdemeanor domestic violence offenses against an intimate partner and are under the supervision of the Social Service Department, Circuit Court of Cook County.

The Social Service Department's Domestic Violence Program complies with the standards for abuser treatment as set forth in the Illinois Protocol for Domestic Abuse Batterers Programs. Established in 1979, the program operates in Chicago and all five (5) suburban municipal districts. Specially trained probation staff provide supervision, group intervention, and requisite abuser treatment to offenders. By integrating the authority and sanctions of the court with state-of-the-art abuser treatment intervention in a court-based setting, the department attends to victim safety, maximizes the impact of treatment, and works within the judicial process to hold offenders accountable for their abusive behavior.

The authorization to accept the previous grant was given on September 10, 2012 by the Cook County Board of Commissioners in the amount of \$5,796.00. On May 29, 2013, the County Board approved a supplemental award increasing the overall grant amount to \$34,776.00.

Estimated Fiscal Impact: None. Grant Award: \$28,065.00. Funding period: July 1, 2013 through June 30, 2014.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Collins, seconded by Commissioner Reyes, moved that the request of the Chief Judges of the Circuit Court of Cook County be approved. **The motion carried unanimously.**

OFFICE OF THE STATE'S ATTORNEY

CONTRACT ADDENDUM

Transmitting a Communication, dated May 6, 2013 from

ANITA ALVAREZ, Cook County State's Attorney

by

MICHELE V. LATZ, Chief of the Administrative Services Bureau, State's Attorney's Office

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to increase by \$238,170.74, Contract No. 12-90-054 with Lifespan , Des Plaines, Illinois, for TAC Advocate positions for the Target Abuser Call Project. This will reallocate funds previously designated for another provider.

Board approved amount 11-01-11:	\$204,375.00
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Increase requested:	<u>238,170.74</u>
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Adjusted amount:	\$442,545.74
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Reason: Hull House ceased to be a partner on the Target Abuser Call (TAC) Project because of financial reasons. The State's Attorney Office needed to make sure that the criminal legal advocacy component of the TAC program was maintained. Life Span agreed to broaden their current partnership with the Office to include the criminal legal advocacy component of the TAC Program. The Life Span advocate will be available to the victim for support and referrals from the first day that the case is designated a TAC case. The expiration date of the current contract is September 30, 2013.

Estimated Fiscal Impact: None. Grant funded amount: \$238,170.74. (613-260 Account).

The Chief Procurement Officer concurs.

Commissioner Collins, seconded by Commissioner Silvestri, moved that the Chief Procurement Officer be authorized to increase the requested contract. **The motion carried unanimously.**

PENDING LITIGATION

Transmitting a Communication, dated July 10, 2013 from

ANITA ALVAREZ, Cook County State's Attorney

by

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

respectfully request permission to discuss the following cases with the Board or the appropriate committee thereof:

1. Kenneth Butusov v. Thomas Dart, et al., Case No. 13-C-4114 (Comm. No. 324528).

2. John Griffin v. Thomas Dart, et al., Case No. 13-C-356
(Comm. No. 324529).
3. George Jones v. Thomas Dart, et al., Case No. 13-C-2651
(Comm. No. 324530).
4. Reginald Chatman v. Thomas Dart, et al., Case No. 13-C-4088
(Comm. No. 324531).
5. R.W. Dunteman v. A. Lamp Concrete Contractors, Inc., Case No. 13-CH-6814
(Comm. No. 324532).
6. FJ Kerrigan v. JSL Masonry, Case No. 11-CH-21812
(Comm. No. 324533).

Commissioner Silvestri, seconded by Commissioner Murphy, moved that the communications be referred to the Committee on Finance Litigation Subcommittee. **The motion carried unanimously.**

DEPARTMENT OF TELECOMMUNICATION OPERATIONS

CONTRACT ADDENDUM

Transmitting a Communication, dated July 12, 2013 from

LYDIA MURRAY, Chief Information Officer

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to increase by \$1,228,020.00 and extend for one (1) year, Contract No. 09-41-276 with Sentinel Technologies, Inc., Chicago, Illinois, for services related to the staffing and management of Cook County's Wide Area Network (WAN).

Brian/Catrice:

The 7/31 contains the previously discussed issue with the contract for Sentinel Technologies (page 386).

The following language in the item as it currently reads was incorrectly amended via the errata:

Board approved amount 09-01-10 07-21-09:	\$1,000,000.00 \$ 1,130,808.22
Previous increase approved 11-04-09:	\$1,000,000.00
Previous increase approved 09-01-10:	\$1,000,000.00
Previous increase approved 09-20-11	1,130,808.22
Previous increase approved by the Chief Procurement Officer:	140,000.00
Previous increase approved 09-10-12:	990,808.22
This increase requested:	<u>1,228,020.00</u>
Adjusted amount:	\$4,489,636.44 <u>6,620,444.66</u>

Reason: If approved, this request will extend the Sentinel contract by one (1) year, during which time the County will complete its joint City-County Request for Proposal (RFP) for replacement services. Currently, the City-County RFP evaluation committee is deliberating upon submitted proposals; and it aims to have a replacement vendor selected by early Fall 2013.

Extending this contract for one (1) year will give the County sufficient time to: (a) select a replacement vendor, (b) negotiate a contract with the vendor, and (c) transition services between Sentinel and the replacement vendor. During such time, the contract extension will allow the County to maintain Wide Area Network (WAN) on-going administration and trouble-shooting services, project staffing and management, tier one help desk and tier two escalation services, network performance and security analyses, and firewall administration.

This one-year extension also specifically requires the vendor to deliver transition-out services and documentation in order to minimize disruption to County Information Technology (IT) services.

Estimated Fiscal Impact: \$1,228,020.00 (FY 2013: \$307,005.00; and FY 2014: \$921,015.00). Contract period: September 1, 2013 through August 31, 2014. (490-441 Account).

Approval of this item would commit Fiscal Year 2014 funds.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Fritchey, seconded by Commissioner Schneider, moved that the request of the Chief Information Officer be approved, as amended and that the Chief Procurement Officer be authorized to increase and extend the requested contract. **The motion carried unanimously.**

CONTRACT AMENDMENT

Transmitting a Communication, dated June 27, 2013 from

LYDIA MURRAY, Chief Information Officer

and

SHANNON E. ANDREWS, Chief Procurement Officer

requesting authorization for the Chief Procurement Officer to amend Contract No. 12-90-022 with Phoenix Business Solutions, LLC, Alsip, Illinois, for County-wide telephone equipment and supplies. This amendment request would: (1) correct the contract term previously submitted to this Board to properly be a two-year term, (2) increase the contract from \$263,598.00 to \$563,598.00, an amount appropriate for a two-year term, and (3) amend the contract to properly include items meeting County needs.

Reason: In mid-2012 and after a competitive procurement, the County awarded this contract for the County's purchase of telephone equipment and other telecommunication supplies. While the Invitation to Bid advertised a two-year term and the contract term was two years, the item submitted to this Board incorrectly stated that the contract term was one year. The estimates used to determine the contract amount also improperly used this one-year-term assumption.

Bureau of Technology (BOT) now seeks approval to correct the contract term and amount to

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properly reflect the County's needs over two (2) years. Further, BOT seeks to add a small number of telecommunication devices that are available to purchase under the contract to also meet the County's needs.

Estimated Fiscal Impact: \$300,000.00 (FY 2013: \$93,000.00; and FY 2014: \$207,000.00). Contract period: August 1, 2012 through July 31, 2014. (490-333 Account).

Approval of this item would commit Fiscal Year 2014 funds.

The Chief Procurement Officer concurs.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Fritchey, seconded by Commissioner Murphy, moved that the request of the Chief Information Officer be approved. **The motion carried.**

Commissioner Steele voted "present".

PUBLIC TESTIMONY

Pursuant to Cook County Code Section 2-107(dd) Public Testimony, public testimony will be permitted at regular and special meetings of the Board. Duly authorized public speakers shall be called upon at this time to deliver testimony germane to a specific item(s) on the meeting agenda, and the testimony must not exceed three (3) minutes. The names of duly authorized speakers shall be published in the Post Board Action Agenda and Journal of Proceedings as prepared by the Clerk of the Board.

For Information Only

ADJOURNMENT

Commissioner Daley, seconded by Commissioner Sims, moved that the meeting do now adjourn to meet again at the same time and same place on September 11, 2013, in accordance with County Board Resolution 13-R-01.

The motion prevailed and the meeting stood adjourned.

County Clerk